

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:15 P.M.

The audience arose for the National Anthem.

The invocation was offered by Councilman Ralph T. Grant, Jr.

President Martinez called the meeting to order and asked for roll call.

Present: Councilman Branch, Grant, Harris, Tucker, President Martinez, City Clerk Frank D'Ascensio, Clerk of the Municipal Council, Deputy City Clerk Robert P. Marasco, Deputy Clerk of the Municipal Council, Assistant Corporation Counsel Audrey Davidson, Detective James Reed, Sergeant-At-Arms.

Absent: Councilmen Carrino, Payne, Rice, Villani.

(Councilman Carrino arrived 1:24 P.M.)

(Councilwoman Villani arrived 1:35 P.M.)

(Councilman Rice arrived 1:36 P.M.)

(Councilman Payne arrived 2:55 P.M.)

President Martinez stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on December 31, 1986, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The Deputy City Clerk presented **Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for the month of November, 1986.**

A motion that the Report of Contracts Awarded, as recommended by Purchasing Agent and approved by Business Administrator be received and placed on file was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

4-b.

The Deputy City Clerk presented **Copy of Minutes of Meeting of the Housing Authority of the City of Newark held November 13, 1986.**

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

4-c.

The Deputy City Clerk presented **Copy of Minutes of Meeting of the Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark held November 13, 1986.**

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

/ 4-d.

The Deputy City Clerk presented **Copy of Minutes of Meeting of the Housing Authority of the City of Newark held November 20, 1986.**

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

/ 4-e.

The Deputy City Clerk presented **Copy of Minutes of Meeting of the Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark held November 20, 1986.**

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

/ 4-f.

The Deputy City Clerk presented **Copy of Minutes of Special Meeting of Board of Trustees of Newark Public Library held October 31, 1986.**

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

/ 4-g.

The Deputy City Clerk presented **Copy of Minutes of Meeting of Board of Trustees of Newark Public Library held November 20, 1986.**

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

/ 4-h.

The Deputy City Clerk presented **Copy of Minutes of Private Meeting of Board of Trustees of Newark Public Library held November 20, 1986.**

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

/ 4-i.

The Deputy City Clerk presented **Copy of Minutes of Meeting of Joint Meeting Maintenance held November 13, 1986.**

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

/ 4-j.

The Deputy City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-North and Manaque-North Budget Hearing held November 13, 1986.**

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

/ 4-k.

The Deputy City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-South and Manaque-South Budget Hearing held November 13, 1986.**

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:
Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.
Absent: Councilmen Carrino, Payne, Rice, Villani.

4-1.

The Deputy City Clerk presented **Report of Board of Alcoholic Beverage Control for months of September, October and November 1986.**
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:
Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.
Absent: Councilmen Carrino, Payne, Rice, Villani.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The Deputy City Clerk read **An ordinance amending Section 23:4-1, Trucks over 4 Tons excluded from Certain Streets of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Crescent Avenue.**

(Crescent Avenue, from Chancellor Avenue to Hillside Township Line)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

President Martinez: The yeses are five, the noes are none and four absent.

This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1987.

6-F-b.

The Deputy City Clerk read **An ordinance amending Section 23:15-1, Stop Intersections, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersections of Springdale Avenue and North 9th Street and Delavan Avenue and North 7th Street.**

(Springdale Avenue and North 9th Street
Stop Signs shall be installed on North 9th Street

Delavan Avenue and North 7th Street

Stop Signs shall be installed on North 7th Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

718/

6-F-c.

The Deputy City Clerk read **An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Avon Avenue and Irvine Turner Boulevard.**

(Intersection

Avon Avenue and Irvine Turner Boulevard

Right Turn on Red Prohibition

All Right Turns)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

6-F-d.

The Deputy City Clerk read **An ordinance amending Section 23:15-1, Stop Intersections, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersections of Abington Avenue and Ridge Street, Berkeley Avenue and Ridge Street, Berkeley Avenue and Parker Street, Delavan Avenue and Parker Street.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

6-F-e.

The Deputy City Clerk read **An ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6, for the year 1986, property owned by Church of Christ Center located at 621 Central Avenue, Newark, New Jersey.**

(Block 1862, Lot 29; \$3,849. including applicable fees and interest for the year 1986)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

President Martinez: The yeses are five, the noes are none and four absent.

This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1987.

6-F-f.

The Deputy City Clerk read **An ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6 for the years 1984, 1985 and 1986, on property owned by the Faith Christian Center located at 998 South Orange Avenue, Newark, New Jersey.**

(Block 4114, Lot 9; \$2,839.34 including applicable fees and interest for the year 1985; and \$3,053.54 including applicable fees and interest for year 1986)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

President Martinez: The yeses are five, the noes are none and four absent.

This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1987.

6-F-g.

The Deputy City Clerk read **An ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor", (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create certain position titles in the Department of Finance)**

(Creating titles in Department of Finance due to Civil Service Reclassification.
No fiscal impact given.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

President Martinez: The yeses are five, the noes are none and four absent.

This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1987.

6-F-h.

The Deputy City Clerk read **An ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title and salary range for Secretary to Judge in the Municipal Courts)**

(Secretary to Judge

(35 Hours)

\$19,088.69 - \$23,196.02)

(Creating title in Municipal Courts. Title will be represented by Essex Council #1 Civil Service Association. No fiscal impact figure supplied.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

President Martinez: The yeses are five, the noes are none and four absent.

This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1987.

6-F-i.

The Deputy City Clerk read **An ordinance to amend an ordinance entitled "An ordinance to amend and supplement Title Two, Administration, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by establishing a Department of Development" (6-S & F-1)(S-1) July 16, 1986 (By changing the Divisions to be established within the Department of Development).**

(The Department shall consist of the following Divisions: Housing Assistance, Economic Development, Property Management, Property Clearance)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

President Martinez: The yeses are five, the noes are none and four absent.

This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1987.

720/6-F-j.

The Deputy City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Meeker Avenue as a through street.**

(Meeker Avenue: Between Elizabeth Avenue and Frelinghuysen Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

6-F-k.

The Deputy City Clerk read **An ordinance to amend Title 17, Offenses, Miscellaneous, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by adding thereto a Chapter 15, Rewards.**

(Amount not to exceed \$3,000.) ("Good Samaritan Ordinance")

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

President Martinez: The yeses are five, the noes are none and four absent.

This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1987.

6-F-l.

The Deputy City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create the title of Supervisor of Cultural Affairs and Supervisor of Recreation).**

(Supervisor of Cultural Affairs

(35 Hours) 8/11/86 \$25,381.17 - \$30,850.71

Supervisor of Recreation

(35 Hours) 8/11/86 \$29,611.44 - \$35,992.43)

(Creating new titles in Department of Health and Human Services. Fiscal Impact indeterminable at this time since date of hire is unknown. Titles will be represented by Essex Council #1, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled November 17, 1986)

(Ordinance removed from the table December 18, 1986)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

President Martinez: The yeses are five, the noes are none and four absent.

This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1987.

6-F-m.

The Deputy City Clerk read An ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the year 1986, on property owned by Trinity United Methodist Church and located at 573-581 Clinton Avenue, Block 3003, Lot 22, Newark, New Jersey.

(\$9,956.08 plus applicable fees and interest for year 1986)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

President Martinez: The yeses are five, the noes are none and four absent.

This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1987.

6-F-n.

The Deputy City Clerk read An ordinance to correct the title of, and to supplement, an ordinance adopted January 15, 1986 (6-S & F-a), entitled, "An ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 13, Procedures for Application, Approval and Administration of Tax Abatement Agreements"; and to repeal Ordinance 6-S & F-i adopted August 6, 1986.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

President Martinez: The yeses are five, the noes are none and four absent.

This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1987.

6-F-o.

The Deputy City Clerk read An ordinance to amend Title 22, Chapter 4, Section 1, Showcases and Merchandise not to be placed on sidewalk or street, etc., of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to increase the penalty for a violation of this section to \$1,000.00 and to provide for a minimum fine of \$50.00.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Acting Business Administrator Johnson, Corporation Counsel Grant and Director of Engineering Zach met with the Council December 18, 1986.)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

President Martinez: The yeses are five, the noes are none and four absent.

This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1987.

7226-F-p.

The Deputy City Clerk read **An ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor establishing salaries therefor", (6-S & F-c) adopted May 4, 1977, as amended (To adjust the salary of Deputy Mayor)."**

(Deputy Mayor 8/11/86 \$27,982.97 - \$34,012.47)

(Not represented by any bargaining unit. 9.1% increase effective 11/3/86 on minimum salary; 32.6% increase on maximum. No fiscal impact supplied.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

President Martinez: The yeses are five, the noes are none and four absent.

This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1987.

6-F-q.
(A.S.)

The Deputy City Clerk read **An ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6 for the year 1986, property owned by the Crossroads Rescue Mission of God, located at 985 - 18th Avenue, Newark, New Jersey.**

(Crossroads Rescue Mission of God failed to file statement requesting tax exempt status. Block 4075-A, Lot 1; \$2,540.34 including applicable fees and interest for year 1986)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

President Martinez: The yeses are five, the noes are none and four absent.

This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1987.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To delete the title of Public Information Officer)

(Deleting title of Public Information Officer erroneously created in the Department of Development)

SECTION 1. Section 1 of an Ordinance entitled "An ordinance creating positions in the Department of Development" (6S&Fz) adopted July 16, 1986 as amended and supplemented be amended to delete the position title, as follows, to wit:

POSITION

Public Information Officer
2927 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

President Martinez: The yeses are five, the noes are none and four absent.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto, (To create the position title of Public Information Officer in the Office of the Mayor)

(New title in Office of the Mayor and Agencies. Title will be represented by Essex Council #1, Civil Service Association. Fiscal impact indeterminable at this time since date of hire is unknown)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6S&Fc) and amendments thereto, be and the same is amended to create the title, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Public Information Officer 2927 (35 Hrs.)	1/1/86	\$19,088.69	\$23,196.02

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3 This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

724

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

President Martinez: The yeases are five, the noes are none and four absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended and supplemented (To create certain position titles in the Department of Engineering).

(Transfer of Transportation Planning to Engineering Department. Titles represented by Essex Council #1, Civil Service Association. No fiscal impact since money is already appropriated in Planning & Grantsmanship)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented, be amended to create certain position titles, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Senior Comprehensive Planner A426 (35 Hrs.)	1/1/86	\$21,925.41	\$26,650.31
Senior Research Assistant 3565 (35 Hrs.)	1/1/86	17,179.82	20,876.41
Urban Development Coordinator A431 (35 Hrs.)	1/1/86	25,381.17	30,850.71

SECTION 2. The position titles hereinabove created shall become effective on January 1, 1987.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

President Martinez: The yeses are five, the noes are none and four absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended and supplemented (to create certain position titles in the Department of Engineering)

(Recreating titles in the Department of Engineering deleted under reorganization ordinances which titles should have remained in Engineering. No fiscal impact since monies already provided in adopted budget)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. SECTION 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented, be amended to create certain position titles, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant Chief Electrical Inspector 0378 (40 Hrs.)	7/14/86	\$20,724.32	\$25,189.59
Assistant Chief Plumbing Inspector 0410 (40 Hrs.)	7/14/86	20,724.32	25,189.59
Assistant Superintendent of Buildings A085 (40 Hrs.)	7/14/86	26,443.46	32,149.43
Building Inspector 0924 (40 Hrs.)	7/14/86	19,156.06	22,848.81
Building Inspector, Trainee A113 (40 Hrs.)	7/14/86	14,565.39	17,705.68
Cashier 0976 (35 Hrs.)	7/14/86	13,416.90	16,002.45
Chief Electrical Inspector 1114 (40 Hrs.)	7/14/86	23,989.98	29,160.78
Chief Plumbing Inspector 1189 (40 Hrs.)	7/14/86	23,989.98	29,160.78
Electrical Inspector, Trainee A110 (40 Hrs.)	7/14/86	14,565.39	17,705.68
Electrical Inspector 1699 (40 Hrs.)	7/14/86	19,156.06	22,848.81
Elevator Inspector 1717 (40 Hrs.)	7/14/86	19,156.06	22,848.81
Permit Inspector, Elevators A139 (40 Hrs.)	7/14/86	24,994.96	30,381.35

726

Plan Examiner 2683 (35 Hrs.)	7/14/86	23,989.98	29,160.78
Plumbing Inspector 2704 (40 Hrs.)	7/14/86	19,156.06	22,648.81
Plumbing Inspector, Trainee A111 (40 Hrs.)	7/14/86	14,565.39	17,705.68
Principal Engineer, Structural A266 (35 Hrs.)	1/1/86	28,201.29	34,278.57
Superintendent of Buildings A206 (40 Hrs.)	7/14/86	29,160.78	35,445.11

SECTION 2. The position titles hereinabove created shall become effective on September 20, 1986.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Rice, Villani.

President Martinez: The yeases are five, the noes are none and four absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Councilman Carrino arrived 1:24 P.M.)

6-Ph, S & F-e.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the year 1986, on property owned by Newark Foster Parents Association Incorporated and located at 796-800 Clinton Avenue, Block 3078, Lot 12, Newark, New Jersey.

WHEREAS, Newark Foster Parents Association Incorporated, is a New Jersey corporation organized under Title 16, of New Jersey statutes as a non-profit corporation; and

WHEREAS, Newark Foster Parents Association Incorporated, purchased property located at 796-800 Clinton Avenue, Block 3078, Lot 12, Newark, New Jersey; and

WHEREAS, the premises located at 796-800 Clinton Avenue have been used from the date of acquisition exclusively as a residential home for teenage girls and other charitable purposes; and

January 7, 1987

WHEREAS, the aforesaid properties have at all times been entitled to exemption from payment of real property taxes as set forth in the exemption statement; and

727

WHEREAS, Newark Foster Parents Association Incorporated, represents that it inadvertently failed to file a further statement for the year 1986; and

WHEREAS, the Tax Assessor did not grant tax exempt status to the property located at 796-800 Clinton Avenue, for the year 1986 because Newark Foster Parents Association did not properly and timely file a further statement; and

WHEREAS, N.J.S.A. 54:4-3.6c provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why a timely claim was not filed, return all taxes collected on property owned by one or more associations or corporations organized exclusively for charitable or religious purposes, which would have been exempt pursuant to N.J.S.A. 54:4-3.6c had timely claim been made therefore; and

WHEREAS, there are due and owing taxes in the amount of \$1,308.66 plus applicable fees and interest for the year 1986 on the property located 796-800 Clinton Avenue, Block 3078, Lot 12.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That by copy of this Ordinance, the Tax Assessor of the City of Newark be and is hereby authorized to remove the tax assessment, for the year 1986, on all properties listed above located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. That the Tax Collector of the City of Newark cancel taxes in the amount of \$1,308.66 plus applicable fees and interest for the year 1986 on all properties listed above owned by the Newark Foster Parents Association, pursuant to the provisions of N.J.S.A. 54:4-3.6c.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, President Martinez.
Absent: Councilmen Payne, Rice, Villani.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the conveyance to the State of New Jersey, a portion of a Right-of-Way situated in the Borough of Totowa, Passaic County, N.J. and indicated as Parcel No. 173 on a map entitled "New Jersey Department of Transportation, General Property Parcel Map, Lackawanna Avenue, New Jersey Route 62 (Union Boulevard), to County Route 635 (Browertown Road), showing existing Right-of-Way and parcels to be acquired in the Boroughs of Totowa and West Paterson, County of Passaic, Scale: As indicated, December 1984."

January 7, 1987

728

WHEREAS, the State of New Jersey Department of Transportation has proposed a public transportation improvement involving the widening of Lackawanna Avenue, in the Borough of Totowa, Passaic County, New Jersey; and

WHEREAS, the State of New Jersey Department of Transportation proposal necessitates the acquisition of a small portion of an existing ten foot right-of-way for the widening of Lackawanna Avenue; and

WHEREAS, the State of New Jersey has determined the City of Newark to be owner of a ten foot right-of-way located on Lackawanna Avenue, said right-of-way being adjacent to the City of Newark's Pequannock Aqueduct right-of-way; and

WHEREAS, the State of New Jersey has provided the City of Newark, Division of Water/Sewer Utility with an appraisal report, dated January 27, 1986 which is attached hereto and made a part hereof, for Parcel No. 173 and has presented an offer for a settlement in the amount of \$500.00, without prejudice for the subject acquisition; and

WHEREAS, the State of New Jersey has presented an agreement to the City of Newark, Department of Engineering to be executed and acknowledged for the proposed acquisition; and

WHEREAS, the City of Newark has no facilities in the existing right-of-way and no future use intended in the subject right-of-way;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, THAT:

Section 1. That the premises known as Parcel 173 on a map entitled "New Jersey Department of Transportation, GENERAL PROPERTY PARCEL MAP, LACKAWANNA AVENUE, NEW JERSEY ROUTE 62 (UNION BOULEVARD), TO COUNTY ROUTE 635 (BROWERTOWN ROAD), Showing Existing Right Of Way And Parcels To Be Acquired In The Boroughs Of Totowa And West Paterson, County Of Passaic, Scale: As Indicated, December, 1984"; be sold to the State of New Jersey by private sale for the amount of \$500.00 pursuant to the provision of N.J.S.A. 40A: 12-13 (B) 1.

Section 2. Parcel No. 173 is further described as:

Parcel 173, as indicated on a map entitled: "New Jersey Department Of Transportation, GENERAL PROPERTY PARCEL MAP, LACKAWANNA AVENUE, NEW JERSEY ROUTE 62 (UNION BOULEVARD), TO COUNTY ROUTE 635 (BROWERTOWN ROAD), Showing Existing Right Of Way And Parcels To Be Acquired In The Boroughs Of Totowa And West Paterson, County Of Passaic, Scale: As Indicated, December, 1984";

Parcel 173, including specifically all the land and premises located at about Station 120+95 (Base Line Stationing) bounded on the northeast by the existing right-of-way line of Lackawanna Avenue; on the southeast by lands now or formerly of Betty Good; on the southwest by the proposed right-of-way line of Lackawanna Avenue, as laid down on the aforesaid map; and on the northwest by lands now or formerly of Betty Good; all as shown on the aforesaid map; containing 0.002 acre more or less;

TOGETHER WITH the right to form and maintain slopes for grading the said Lackawanna Avenue as far as the line marked "Slope E" on the aforesaid map, including the right to top soil, seed, plant trees, vines and shrubs and to maintain the same so as to stabilize the soil, prevent erosion and/or to improve the aesthetic aspects of the roadway; PROVIDED, HOWEVER, that the slope easement may be annulled only after the State has been given sufficient notice to remove the aforementioned stabilizing and landscaping items and by furnishing and maintaining adequate support or protection for the roadway so as to make the continuance of the slope right unnecessary;

January 7, 1967

723

AND ALSO all right, title and interest that the owner may have in Lackawanna Avenue, contiguous to the above described premises as shown on the aforesaid map.

Section 3. That the Director of Engineering, in conjunction with the City of Newark Corporation Counsel, be authorized to execute and acknowledge the presented agreement from the New Jersey Department of Transportation for the above described premises and to execute a bargain and sale deed, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 4. That a copy of the executed deed shall be placed on file in the Office of the City Clerk and in the Law Department.

Section 5. This ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Payne, Rice, Villani.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Chapter 2, Automobile Parking Lots open to general public of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Newark R.O. 8:2-1 et seq.) to require the delineation of parking stalls and lanes by surface paint lines.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 8, Chapter 2, Automobile Parking Lots Open To The General Public, Section 3, subsection (c) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Newark R.O. 8:2-3(c)) be and the same is hereby amended and supplemented to read in its entirety as follows:

8:2-3 Application for license; contents: accompanying plat or drawing.

* * * * *

(c) The applicant shall file with the application a plat or drawing of said parking lot, approved by the Director, Department of Engineering, showing the location and size of the parking lot; the location and size of each stall and parking lane; the location and size of driveways and aisles; the kind of floors or ground surface; the location and type of lighting units and signs; and the number and type of fire extinguishing equipment to be provided on the premises to be licensed.

730

(1) For all automobile parking except as provided in subsection (2), the minimum space shall be 8 1/2' wide and 18 1/2' long. An 8 1/2 foot stall width assumes a clear space on adjacent stalls of the same dimension on both sides. If a stall is located with one side adjacent to a wall or high curb, an additional 6 inches of width is needed. The minimum stall width, if walls are on both sides, shall be 9 1/2 feet. In addition, each parking space, as described above, shall be delineated by yellow or white surface paint lines.

(2) For all automobile parking where the vehicles are parked two or more deep, i.e. "stacked," the minimum width for each parking lane created shall be 8 1/2'. Each lane shall be delineated by white or yellow surface paint lines for the entire length.

SECTION 2. Title 8, Chapter 2, Automobile Parking Lots Open To The General Public, Section 5 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Newark R.O. 8:2-5), be and the same is hereby amended and supplemented to read in its entirety as follows:

8:2-5 Renewal Applications.

All renewal applications shall be subject to the requirements of this chapter except that it shall not be necessary to furnish a supplementary plat or drawing of said parking lot with the renewal application unless changes have been made that do not appear upon the plat previously filed when the initial license was issued and approved by the division of licenses, or the plat or drawing previously filed when the initial license was issued and approved by the division of licenses does not conform with the requirements set forth in this chapter as amended and supplemented. If any such change has been made or if there is any nonconformance with this chapter as amended and supplemented, a new supplementary plat or drawing shall be filed with the renewal application and approved by the Director, Department of Engineering before the renewal license is issued. Renewal applications shall be filed by September 1st of each year.

SECTION 3. Title 8, Chapter 2, Automobile Parking Lots Open To The General Public, Section 10 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Newark R.O. 8:2-10), be and the same is hereby amended and supplemented by adding a new subsection (d) which is to read in its entirety as follows:

8:2-10 General Requirements.

* * * * *

(d) There shall be no parking in any lot licensed under this chapter, except in a space or parking lane designated on the plat submitted with the licensee's application and approved by the Director, Department of Engineering pursuant to Section 3 of this chapter.

SECTION 4. This Ordinance shall be effective upon final passage and publication in accordance with the law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

731

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Payne, Rice, Villani.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of Berlin Street, as laid out 60 feet on the map of the Commissioners to lay out streets, avenues and squares, extending from Christie Street to 120 feet southerly.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all portion, part and parcel of Berlin Street, as laid out 60 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from Christie Street to 120 feet southerly, shall be vacated as a public street or Right-of-Way; however, reserving to Public Service Electric and Gas Company and the City of Newark the right of entry and easement for a distance of 20 feet on each side of the existing center line of Berlin Street for the entire length of Berlin Street for the purpose of relaying, rebuilding, reconstructing or maintaining their respective electric, water and sewer utilities and appurtenances thereto, now laid or to be laid within the above described easement reservation areas for said streets to be vacated. The erection, construction or placing of any building, vault or structure which will interfere with the laying, relaying, rebuilding, reconstruction or maintenance of existing or additional electric, water and sewer utilities and their appurtenances are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map, known and designated as Map No. 1784-V, dated 23 October, 1986, is on file in the Office of the Director, Department of Engineering.

Section 2. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 3. That this Ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Payne, Rice, Villani.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

732

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create position titles)
(Fiscal Impact-Approximately \$6,000.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6S&FL) adopted May 4, 1977 as amended and supplemented be amended to create position titles as follows, to wit:

POSITION

Assistant to Deputy Coordinator
Office of Emergency Management
(35 Hours) (A-690) \$28,201.29 - \$34,278.57)

SECTION 2. The positions with no standard hours of work, namely Assistant to Deputy Coordinator of Emergency Management, are considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in said positions shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted positions salary shall be calculated on a thirty-five (35) hour work week.

SECTION 3. The position titles hereinabove created shall become effective upon final passage and publication as provided by law.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Payne, Rice, Villani.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

733

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking at certain times on Malvern Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances, of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Malvern Street
North side, beginning 57 feet west of
the westerly curblin of Pulaski Street
and extending 55' westerly therefrom.
From 8:00 a.m. to 5:00 p.m., Monday through
Friday.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Section 4. This ordinance does not require approval by the Commissioner of Transportation.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance and directing the Deputy City Clerk to communicate with Engineering Director Zach requesting that he meet on this legislation with Messrs. Anthony Cuozzo, John Perez, Joseph Parlevecchio, Frank Angelistro; further requesting Engineering Director Zach to meet with the Council at its pre-meeting conference, January 20, 1987, to report to the Council on the results of this meeting was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, President Martinez.
Absent: Councilmen Payne, Rice, Villani.

6-Ph, S & F-k.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance ratifying a lease agreement with Choices, Inc. for the period of December 1, 1986 to January 7, 1987 and further authorizing the Business Administrator to enter into a lease agreement for the period January 8, 1987 to November 30, 1987 for the sum of \$1.00 per year for second floor of 15 Roseville Avenue, Block 1873, Lot 5.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Choices, Inc., a non-profit corporation of the State of New Jersey, has tax exempt status with respect to both the State of New Jersey and the Federal Government; and

734

WHEREAS, the City of Newark owns the premises commonly known as 15 Roseville Avenue, Block 1873, Lot 5, of the Official Tax Maps and Tax Duplicate (year 1984) of the City of Newark, said premises not needed for use by the municipality.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, THAT:

Section 1. The Municipal Council of the City of Newark hereby ratifies the lease agreement between the City of Newark, owner, and Choices, Inc., lessee, for the leasing of the premises commonly known as 15 Roseville Avenue, Block 1873, Lot 5, second floor, for the period beginning December 1, 1986 to the adoption of this Ordinance.

Section 2. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement on behalf of the City of Newark, owner, to let second floor of the above described premises to the said Choices, Inc., lessee, pursuant to N.J.S.A. 40A:12-14 (c), from the date of adoption of this Ordinance to November 30, 1987.

Section 3. Said Choices, Inc. shall, as consideration for said lease agreement, pay the owner the sum of one dollar (\$1.00) per year for a period of one (1) year.

Section 4. The above said premises shall be used by the lessee as office space and associated use in pursuing their objectives; to wit, a half-way home for recovering alcoholic women and their children, serving approximately six mothers and twelve children aged 3-6 years of age.

Section 5. Said Business Administrator shall be responsible for the enforcement of the covenants and conditions of the lease agreement.

Section 6. Audrey McCoy, Executive Director of Choices, Inc., or her designated agent, shall annually submit a report to the Tax Collector summarizing the use of the said premises for that year, the activities undertaken by the lessee in furtherance of said public purpose, the value or cost, if any, of such activities and an affirmation of their continued tax-exempt status as a non-profit corporation pursuant to both State and Federal law.

Section 7. A copy of the lease agreement is attached hereto.

Section 8. A copy of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 9. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Payne, Rice, Villani.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create the titles of Afterschool Program Aide and Afterschool Program Coordinator in the Department of Health and Human Services).

(Creating new part time positions in Department of Health and Human Services. Represented by Essex Council #1, Civil Service Association. Fiscal Impact unknown at this time since date of hire is not known)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services", (6S&FX) adopted July 16, 1986, as amended and supplemented be amended and supplemented to create the following positions, to wit:

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>MINIMUM PER HR.</u>	<u>MAXIMUM PER HR.</u>
Afterschool Program Aide Part Time (15Hrs.) A544	11/3/86	\$ 9.00	\$ 9.00
Afterschool Program Coordinator Part Time (15 Hrs.) A545	11/3/86	\$ 15.00	\$ 15.00

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Payne, Rice, Villani.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

736 6-Ph, S & F-m.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended. (To adjust the salary and other compensation of the Business Administrator)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Administration and establishing salaries therefor," adopted May 4, 1977 (6S&FD) as amended, be and the same is hereby amended to adjust the salary and other compensation of Business Administrator as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Business Administrator 0951	1/1/87	\$70,000	\$70,000
<u>ANNUAL RENTAL ALLOWANCE</u>			
\$2,500.00			

Section 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in said position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

Section 3. Pursuant to resolution 7R-bz(A.S.) adopted on December 18, 1986 \$6,100 of the abovementioned salary and all of the rental allowance has been provided as a gift from the Community Foundation of New Jersey.

Section 4. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Payne, Rice, Villani.

President Martinez: The yeases are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph. S & F-n.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Ordinance 6-S & F-t, December 8, 1986 (Conditions of Sale) by reducing the length of time that a tenant may be in arrears from six months to one month.

WHEREAS, pursuant to Ordinance 6S&FT 120886 the Municipal Council of the City of Newark adopted Conditions of Sale for the public sale of real property owned by the City; and

WHEREAS, paragraph 7 of said Conditions of Sale provided that any tenant or former tenant of the City was precluded from bidding on said property if he or she was more than six (6) months in arrears for rent due; and

WHEREAS, the municipal council desires to reduce this period from six (6) months to one month.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, THAT:

Section 1. Paragraph 7 of Ordinance 6S&FT 120886, establishing conditions of sale for the public sale of real property owned by the City and not needed for public use be and is hereby amended to read in its entirety as follows:

(7) TENANTS IN ARREARS PROHIBITED FROM BIDDING.

If a successful bidder is or has been a tenant of the City and is more than one (1) month in arrears for rent due or is indebted to the City as a result of prior tenancy, then he/she shall be disqualified as a successful bidder, and any deposit given by such unqualified bidder shall be forfeited to the City. In addition, the City may pursue all other legal remedies that it may have against the unqualified bidder.

Section 2. Any ordinance or part thereof inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Payne, Rice, Villani.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

733 6-Ph, S & F-o.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 24, Transportation, Chapter 1, Taxicabs, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding thereto a new provision (d) to Article 4, Drivers Licenses, Section 24:1-14).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 24, Transportation, Chapter 1, Taxicabs, Article 4, Drivers Licenses, Section 24:1-14 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended to add a new provision (d) to read as follows:

CHAPTER 1, TAXICABS

24:1-14. Expiration Date of Driver's License; Fee; Display of License, Six (6) Month Conditional License.

(a) Except as provided in section (d), each taxicab driver's license shall be for the year ending on November 30th of each year, and shall expire on that date.

(b) The fee for a taxicab driver's license shall be \$25.00 per year or any part thereof.

(c) While a taxicab driver is operating a taxicab, his driver's license shall be displayed as provided in section 24:1-26 of these Revised Ordinances.

(d) All non-resident applicants for taxicab licenses and holders of taxicab licenses who have resided in this country for five (5) years and are thereby affected by the Immigration Reform Bill, P.L. 99603 shall be subject to a six (6) month probationary period which shall expire on May 31, 1987, from the Director, Division of Taxicabs, for the limited purpose of obtaining a determination from the United States Department of Immigration and Naturalization Service concerning the permanent resident status of said non-resident applicants and licensees. During this six (6) month probationary period, should there be any violation of any Ordinance of the City of Newark within this Title, or any violation of any Rule or Regulation of the Division of Taxicabs, the licenses and medallions of said non-resident licensees and applicants shall be immediately revoked. The Director, Division of Taxicabs shall have the authority to issue licenses for the six (6) month probationary period, ending May 31, 1987, only under the following conditions:

(1) The non-resident licensee or applicant shall submit an Affidavit stating that he has applied for permanent resident status pursuant to the Immigration Reform Bill, P.L. 99603, to the Division of Taxicabs. Said application shall be submitted to the U.S. Immigration and Naturalization Service on or before December 30, 1986.

(2) The non-resident licensee or applicant shall submit a copy of the application for permanent resident status pursuant to Immigration Reform Bill, P.L. 99603, to the Division of Taxicabs, which application shall be submitted to the U.S. Immigration and Naturalization Service on or before December 30, 1986.

At the end of the six (6) month period, which shall expire on May 31, 1987, the non-resident licensee must show proof that he has received a Permanent Resident Visa. Upon receipt of said Visa, the licensee may apply for a valid taxicab license pursuant to the provisions of 24:1-3 et seq. If the non-resident is unable to produce said Permanent Resident Visa at the end of the six (6) month period, the licenses and medallions of those applicants shall be immediately revoked. If the Immigration and Naturalization Service fails to make a determination concerning the status of the applicants Permanent Resident Visa by May 31, 1987, the applicants will be required to produce said Visas on or before November 30, 1987. Said extension shall only be granted upon the submission by the applicant of an Affidavit confirming that he has applied for permanent resident status within the time period stated above, that he has not obtained a determination from the U.S. Immigration and Naturalization Service, and that he has not received a denial of his application from the Immigration and Naturalization Service. This Affidavit shall be submitted by May 31, 1987.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, President Martinez.

Absent: Councilmen Payne, Rice, Villani.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

740/ 6-Ph, S & F-p.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing and the ordinance, as amended, will be considered on second reading and final passage:

Ordinance authorizing the execution of a lease agreement between the City of Newark, Lessor, and Newark Performing Arts Corporation, Lessee, for the letting of premises commonly known as 1012, 1014, 1016, 1018 and 1020 Broad Street; 12, 14, 16, 18, 20, 22, 24, 26 and 28 Chestnut Street and 79 and 81 Orchard Street, Newark, New Jersey (Block 883, Lots 32, 41, 46, 50 and 52) for the sum of One Dollar (\$1.00) per year for ten years for the period commencing on October 15, 1986. (Ratifying for period October 15, 1986 to date of adoption of ordinance)

WHEREAS, the City of Newark owns the premises commonly known as 1012, 1014, 1016, 1018, and 1020 Broad Street; 12, 14, 16, 18, 20, 22, 24, 26, and 28 Chestnut Street and 79 and 81 Orchard Street, Block 883, Lots 32, 41, 46, 50 and 52, on the Official Tax Map (year 1985) of the City of Newark; and

WHEREAS, the Municipal Council would like to enter into a ten year lease with Newark Performing Arts Corporation, with an option to renew for 4 additional ten year periods; and

WHEREAS, the aforesaid premises are not needed for use by the City of Newark; and

WHEREAS, the leasing of the aforesaid premises is governed by the provisions of the Local Lands and Buildings Law, N.J.S.A. 40A:12.1 et. seq., and

WHEREAS, Newark Performing Arts Corporation, is a non-profit organization of the State of New Jersey with tax-exempt status with respect to both the State of New Jersey and the Federal Government, is serving a public purpose and qualifies, pursuant to N.J.S.A. 40A:12-14, to enter into a lease with the City of Newark for a nominal consideration.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Municipal Council of the City of Newark hereby ratifies the lease agreement between the City of Newark, Lessor, and Newark Performing Arts Corporation, Lessee, a non-profit corporation of the State of New Jersey, from October 15, 1986 to the date of adoption of this ordinance by the Municipal Council, for the premises commonly known as 1012, 1014, 1016, 1018 and 1020 Broad Street; 12, 14, 16, 18, 20, 22, 24, 26 and 28 Chestnut Street and 79 and 81 Orchard Street, Newark, New Jersey, Block 883, Lots 32, 41, 46, 50 and 52, on the Official Tax Map (1985)

Section 2. The Director of the Department of Development is hereby authorized to enter into and execute a lease agreement, a copy of which is attached hereto and made a part hereof, on behalf of the City of Newark, Lessor, with Newark Performing Arts Corporation, Lessee, for the letting of the premises commonly known as 1012, 1014, 1016, 1018, and 1020 Broad Street; 12, 14, 16, 18, 20, 22, 24, 26, 28 Chestnut Street and 79 and 81 Orchard Street, Newark, New Jersey, Block 883, Lots 32, 41, 46, 50 and 52, on the Official Tax Map (1985), for ten years for period commencing October 15, 1986.

Section 3. The Lessee shall pay to the City of Newark the sum of One Dollar (\$1.00) per year; the Lessor shall be responsible for supplying utilities and capital improvements to the subject premises.

Section 4. The Lessee shall be authorized to sublet any part or portion of the leased premises, not needed for the lease purposes, to any non-profit corporation or organization which would be eligible to enter into a lease with the City pursuant to the provisions of N.J.S.A. 40A:12-15. The proceeds from any such sublease must be used solely for the purposes for which this leasehold is being granted.

Section 5. The Lessee shall annually submit a report to the Director of the Department of Development indicating the use of the said premises for that year, the activities undertaken by the Lessee in furtherance of the aforesaid public purpose, including the subletting of any portion of the premises to a non-profit organization or corporation, and the disposition of proceeds therefrom, the approximate value or cost, if any, of such activities and an affirmation of their continued tax-exempt status as a non-profit corporation pursuant to both State and Federal Law, as required by N.J.S.A.40A:12-14(c).

Section 6. The Director of the Department of Development shall be responsible for the enforcement of the covenants and conditions of the lease.

Section 7. A copy of the executed lease agreement and this ordinance shall be permanently filed in the Office of the City Clerk by the Director of the Department of Development.

Section 8. This ordinance shall take effect upon final passage and publication in accordance with law.

Section 9. In the event that the Ordinance is more restrictive than the agreement, the Ordinance shall control.

President Martinez called for those desiring to be heard on the amendment to the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council stating her objections to this lease because she felt Newark residents do not have any input.

No one else appearing, a motion to close the hearing on the ordinance, as amended, and consider this ordinance, as amended, at a later time in the meeting was made Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, President Martinez.
Absent: Councilmen Payne, Rice, Villani.

At a later time in the meeting, after a presentation to City Clerk Frank D'Ascensio, a motion to adopt the ordinance, as amended, on second reading and final passage was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Villani, President Martinez.
Not Voting: Councilman Tucker.
Absent During Roll Call: Councilman Grant.
Absent: Councilmen Harris, Payne.

President Martinez: The yeses are five, the noes are none, one not voting, one absent during roll call and two absent. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

January 7, 1987

742

A motion to change the order of business was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, President Martinez.
Absent: Councilmen Payne, Rice, Villani.

(Councilwoman Villani arrived 1:35 P.M.)

President Martinez read the following letter:

CITY OF  NEWARK, N. J.

FRANK D'ASCENSIO
CITY CLERK

January 7, 1987

Hon. Henry Martinez,
President, Newark Municipal Council
City Hall, Newark, N.J.

Dear Councilman Martinez:


I have been employed by the City of Newark in both a temporary and permanent capacity as employee and City Clerk since April 16, 1931. What first started out as a 6 months trial has turned into 55 years plus of challenging, fruitful and rewarding service.

However that time of life has arrived which dictates I devote whatever few years the good LORD will provide for me in the future, be spent with my hobbies and in travelling. I am therefore hereby submitting my resignation as City Clerk as of the close of January 7, 1987.

I will be available to lend whatever talents I may have in helping to restore Newark to the position of prominence it once had, and it was my good fortune to have been a part of.

In conclusion and in the spirit of the season, I wish you, your colleagues on the Council, and all your families, the Healthiest and Happiest New Year and many more years to come.

Sincerely yours,


Frank D'Ascensio

C.C.-Mayor, Members of the Municipal Council,
Business Admr. and Directors of all
Departments.

(Councilman Rice arrived 1:36 P.M.)

Each Council Member congratulated City Clerk D'Ascensio, expressed their appreciation for his cooperation, interest and concern over the years spanning his career and wished him sincere good wishes and happiness in his retirement.

A motion to consider Resolution 7-R-e at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-e.

Resolution approving the disbursement of monies to Frank D'Ascensio in full and complete settlement for all compensatory days accrued by said employee during his employment with the City of Newark in a principal amount not to exceed \$50,000. and to be paid as stated herein.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

A motion to consider Resolutions 7-R-ba and 7-R-bb at this time was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-ba.

Resolution appointing Robert P. Marasco City Clerk of the City of Newark, New Jersey for a term of three (3) years pursuant to applicable state statutes.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez, and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Villani, President Martinez.

Not Voting: Councilman Grant.

Absent: Councilman Payne.

7-R-bb.

Resolution appointing Mark E. Davis Deputy City Clerk of the City of Newark, New Jersey for a term of three (3) years pursuant to applicable state statutes and in conformance with the Revised Ordinances of the City of Newark, New Jersey.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Villani, President Martinez.

Not Voting: Councilman Grant.

Absent: Councilman Payne.

A motion to consider Resolution 7-R-bj (A.S) at this time was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani.

Not Voting: President Martinez.

Absent: Councilman Payne.

744

7-R-bj.
(A.S.)

Resolution authorizing Tax Collector to execute to Merinda Lopez assignment of Tax Sale Certificate No. 58877, for premises commonly known as 46 Marne Street, Block 2046, Lot 34.

(\$2,134.64 representing tax sale lien, all subsequent accrued liens through December 31, 1986 and interest and costs to December 31, 1986)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani.

Not Voting: President Martinez.

Absent: Councilman Payne.

A motion to consider Resolution 7-R-bg (A.S.) at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Payne.

7-R-bg.
(A.S.)

Resolution recognizing and commending the Honorable Marie L. Villani on the occasion of the birth of her twin grandchildren on January 5, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Payne.

A motion to consider Resolution 7-R-bh (A.S.) at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Payne.

7-R-bh.
(A.S.)

Resolution recognizing and commending the Honorable Thomas P. Giblin in his selection as President of the Essex County Board of Chosen Freeholders.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Payne.

President Martinez, on behalf of the Members of the Municipal Council, congratulated Councilman Harris on his recent election as Surrogate of Essex County.

Councilman Martinez stated that Freeholder Giblin was to be sworn in today and Councilman Harris would present this resolution to him, on behalf of the Members of the Municipal Council.

A motion to consider Resolution 7-R-bf (A.S.) at this time was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Payne.

7-R-bf.
(A.S.)

Resolution recognizing and commending Mr. Thomas Parks, Aide to Central Ward Councilman George Branch, for his lifetime accomplishments and exemplary deeds.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,

President Martinez.

Absent: Councilman Payne.

Councilman Branch read and presented, on behalf of the Members of the Municipal Council, a suitably inscribed resolution to Mr. Parks.

Several boxers who had trained in Mr. Parks' club, together with State athletic Commissioner Larry Hazzard, Bobby Czyz, IBF light heavyweight champion and former WBA light heavyweight champion Livingston Bramble were present to honor him.

Bobby Czyz presented Mr. Parks with the glove he had used in his championship fight, while several other boxers gave him a replica of a world champions' belt.

Mr. Parks thanked the Council Members, especially Councilman Branch and all his staff and all those who came to pay him this honor today. He expressed his appreciation for everyone's thoughtfulness and consideration in presenting him with this resolution today.

(Councilman Harris excused himself from the meeting at 2:40 P.M. to attend the swearing in of Freeholder Giblin)

HEARINGS OF CITIZENS.

✓ 6-HC-a.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to procedures used in cancelling meetings, the critical housing problem in the City of Newark and discrimination against Newark residents with reference to Symphony Hall.

(Councilman Payne arrived 2:55 P.M.)

A motion to permit Ms. Mary Rone to be heard under "Hearings of Citizens" was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani,

President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

/ 6-HC-b.

MS. MARY RONE, 114 QUITMAN STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to slow police response to repeated calls for help on two occasions.

President Martinez directed a verbatim transcript of Ms. Rones' remarks be forwarded to the Police Director; further requesting information on the total number of officers and vehicles working in the West District at the time of these incidences.

President Martinez further directed the Deputy City Clerk to invite the Mayor and Police Director to meet with the Council at its special conference, January 27, 1987, to discuss police protection in general.

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

7-R-a.

Resolution recognizing and commending Mrs. Sarah Benjamin on the occasion of her eightieth birthday, celebrated on December 28, 1986.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-b.

Resolution authorizing Director of Health and Human Services to submit application to County of Essex, Department of Citizen Services, Division on Aging, to continue Newark Nutrition Project for the Elderly, for period January 1, 1987 to December 31, 1987; total amount of application is \$684,887. (Essex County Department of Citizen Services Grant Award Request-\$185,838.; USDA Reimbursement (estimated)-\$211,557.; 1986 Carry-Over (estimated)-\$40,000.; Project Income (estimated)-\$90,000.; In-Kind Contributions (estimated)-\$157,492.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-c.

Resolution authorizing Director of Engineering to execute Contract 86-33R with Dujets Tree Experts, Notch Road, Paterson, New Jersey, lowest responsible bid submitted, for Tree Root Pruning Throughout the City of Newark, for total sum of \$12,700.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$1,300.; funds provided in 1986 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-d.

Resolution authorizing Director of Engineering to execute Contract 86-35, with Scafar Contracting, Inc., 50 Ferguson Street, Newark, lowest responsible bid submitted, for Municipal Water Service Disconnections at Various Locations, for total sum of \$113,800., further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$7,500.; funds provided in 1986 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-e.

Resolution approving the disbursement of monies to Frank D'Ascensio in full and complete settlement for all compensatory days accrued by said employee during his employment with the City of Newark in a principal amount not to exceed \$50,000. and to be paid as stated herein.

(For action on this resolution see Page 29 in the minutes of this meeting.)

7-R-f.

Resolution ratifying contract for period January 1, 1987 to January 7, 1987; further authorizing Acting Director of Development to enter into and execute contract with Residents for Community Action Inc., a New Jersey non-profit corporation, for purpose of providing human services to senior citizens and youth residing in low and moderate income areas of the North Ward, for period January 8, 1987 through December 31, 1987, in amount of \$50,000.; funds provided in H.C.D.A. FY XII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-g.

Resolution authorizing Business Administrator to amend City's current Health Benefits Contracts to grant health benefits to employees represented by Local 6, I.F.H.P., AFL-CIO, and by Essex Council No. 1, New Jersey Civil Service Association, who retire under accidental disability retirement before having served twenty-five years with the City of Newark. (Contracts, as amended, awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40:11-5(m))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-h.

Resolution authorizing Corporation Counsel to accept deed from Federal National Mortgage Association, owner of premises 291 South 9th Street, Block 1782, Lot 17, in lieu of foreclosure.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-i.

Resolution authorizing Director of Finance to issue check in amount of \$9,000., payable to Adrian Flores and his attorneys, Kohn and Needle, 17 Academy Street, Newark, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, for injuries resulting from fall on broken and deteriorated sidewalk located at 48-50 Pennsylvania Avenue, a/k/a 26-28 Thomas Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

743 7-R-j.

Resolution authorizing Director of Finance to issue check in amount of \$1,000., payable to Marc Garrett and his attorney, Ron Melinson, upon receipt of all documents deemed necessary by Corporation Counsel; Mr. Garrett made claim against City of Newark, seeking compensation for damages allegedly proximately caused by negligence of employee of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-k.

Resolution authorizing Director of Finance to issue check in amount of \$200., payable to Ernie Miles, upon receipt of all documents deemed necessary by Corporation Counsel; Mr. Miles filed Notice of Claim for damages alleging that City of Newark, by negligence of its employees, caused severe damage to his 1984 Chevrolet Camaro by colliding with it.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-l.

Resolution authorizing Director of Finance to issue check in amount of \$650., payable to Harvey & Meyer Rent-A-Car, Inc., upon receipt of all documents deemed necessary by Corporation Counsel; Harvey & Meyer Rent-A-Car, Inc., filed Notice of Claim for property damages allegedly sustained as result of negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-m.

Resolution authorizing Director of Finance to issue check in amount of \$20,000., payable to Joanne Burrini and her attorneys, O'Donnell, McCord, Leslie & O'Toole, P.C., 10 Park Place, Morristown, New Jersey 07960, upon receipt of all documents deemed necessary by Corporation Counsel; Ms. Burrini instituted lawsuit against Robinson Truck Lines Inc., Eddie Pryor, Joseph Perez, City of Newark, State of New Jersey, D'Annunzio Constructors Corporation and Germinsky Electrical Co., Inc., in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from accident on October 2, 1983 for alleged negligence of defendants. (City of Newark-\$20,000.; D'Annunzio Constructors Corporation-\$2,500.; Robinson Truck Lines Inc. and Eddie Pryor-\$5,000.; Germinsky Electrical Co., Inc.-\$2,500.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-n.

Resolution authorizing Director of Finance to issue check in amount of \$2,139.05, payable to Public Service Electric and Gas Company, upon receipt of all documents deemed necessary by Corporation Counsel; P.S.E. and G. Company filed Notice of Claim for damages alleging that City of Newark, through its negligence caused severe damage to property of P.S.E. & G. pole #4391 on Belleville Pike, Kearny, New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-o.

Resolution authorizing Director of Finance to issue check in amount of \$5,500., payable to Virginia Cruz and her attorneys, Ortiz & Velez, 166 Bloomfield Avenue, Newark, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, for injuries alleged to have resulted when Ms. Cruz was a passenger in motor vehicle which was allegedly struck by dump truck owned and operated by City of Newark, while said vehicle was parked.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-p.

Resolution authorizing Director of Finance to issue check in amount of \$15,000., payable to Adele Youngblood and his attorneys, Stern & Weiss, 2115 Millburn Avenue, Maplewood, New Jersey 07040, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, for injuries resulting from fall as result of broken and deteriorated sidewalk at 786 Broad Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-q.

Resolution authorizing Director of Finance to issue check in amount of \$325., payable to Reginald Fedette, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey Special Civil Part, Small Claims Division, seeking to be awarded compensatory damages together with costs of suit for property damage allegedly sustained as result of negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-r.

Resolution authorizing Director of Finance to issue check in amount of \$5,250., payable to Paul Mauro and his attorney, Peter F. Skorney, 822 Jewett Avenue, Staten Island, New York 10314, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Essex County, seeking recovery for personal injuries arising from alleged negligence of City of Newark and Leroy Washington, its employee.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-s.

Resolution authorizing City Treasurer to issue checks to Juan and Mirta Cusano-\$200., Phyllis Bradley-\$57.50; Stanley and Grace Domaracki-\$100., for real estate inspections which were not performed by Department of Health and Human Services, Division of Inspections on properties in the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-t.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-u.

Resolution authorizing Business Administrator to enter into Installment Agreement with Littleton Jack, Occupant of Record, for premises 383-5 Avon Avenue, Block 2632, Lots 24, 25; total arrearage sum due City of Newark on any property, shall be made in substantially equal monthly installments over period not exceeding three years; current monthly charges shall be paid concurrently with monthly installments. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-v.

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$108,624.02 for overpayments carried on books and records of Tax Collector by reason of County Board Judgments, Tax Court Judgments, Senior Citizen Allowances, Veteran's Allowances and Cash Overpayments for years 1983, 1984, 1985 and 1986.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-w.

Resolution declaring an emergency exists as to an "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create position titles)," Ordinance 6-Ph, S & F-i being finally adopted January 7, 1987 and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with N.J.S.A. 40:69A-181(b).

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-x.

Resolution authorizing Director of Engineering to accept first payment of 1985 grant award from Office of Recycling in amount of \$110,560.31, dated December 11, 1986, for purposes of continuing and expanding recycling programs in Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-y.

Resolution voiding sale of City-owned property, 751, 751½, 753 Summer Avenue and 75-77 Halleck Street, Block 776, Lots 1,2,3 and 58, pursuant to Resolution 7-R-dm (A.S.), July 11, 1984; LaPalma Development Corp. failed to close title within forty-five days after adoption of said resolution, thereby forfeiting their deposit (\$1,475.) to the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-z.

Resolution petitioning the United States Food and Drug Administration (FDA) to request the appropriate agency of the federal government to prepare or otherwise require the preparation of an Environmental Impact Statement on the use of polyvinyl chloride (PVC) containers for foods and beverages.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-ba.

Resolution appointing Robert P. Marasco City Clerk of the City of Newark, New Jersey for a term of three (3) years pursuant to applicable state statutes.

(For action on this resolution, see page 29 in the minutes of this meeting.)

7-R-bb.

Resolution appointing Mark E. Davis Deputy City Clerk of the City of Newark, New Jersey for a term of three (3) years pursuant to applicable state statutes and in conformance with the Revised Ordinances of the City of Newark, New Jersey.

(For action on this resolution, see page 29 in the minutes of this meeting.)

7-R-bc.

Resolution designating reserved parking area for handicapped motorists on Stuyvesant Avenue, west side, beginning 87 feet south of the southerly curblin of Underwood Street and extending 22 feet southerly therefrom; pursuant to Section 39:4-8, of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

752

7-R-bd.

Resolution authorizing Director of Health and Human Services to apply to New Jersey State Department of Education, for SuNuP Child Care Food Program, for period January 2, 1987 to December 31, 1987, for funds in amount of \$337,092.07.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-be.
(A.S.)

Resolution authorizing Business Administrator to execute bargain and Sale Deeds for properties sold at public auctions held December 16, 1986, December 17, 1986 and December 18, 1986, per attached Exhibits A, B, C, D, and E for the sum of \$2,849,855., to the highest bidders pursuant to Executive Order No. PM860070, issued November 26, 1986.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez.

Councilman Carrino directed, through the Chair, that the Deputy City Clerk communicate with the Business Administrator requesting that the City work expeditiously to have all required searches and papers in order that these properties may be closed within the 45 day limit.

The motion was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-R-bf.
(A.S.)

Resolution recognizing and commending Mr. Thomas Parks, Aide to Central Ward Councilman George Branch, for his lifetime accomplishments and exemplary deeds.

(For action on this resolution, see pages 30 and 31 in the minutes of this meeting)

7-R-bg.
(A.S.)

Resolution recognizing and commending the Honorable Marie L. Villani on the occasion of the birth of her twin grandchildren on January 5, 1987.

(For action on this resolution, see page 30 in the minutes of this meeting.)

7-R-bh.
(A.S.)

Resolution recognizing and commending the Honorable Thomas P. Giblin in his selection as President of the Essex County Board of Chosen Freeholders.

(For action on this resolution, see page 30 in the minutes of this meeting.)

7-R-bi.
(A.S.)

Resolution recognizing and commending the Newark YMCA and its guest speaker Les Payne for keeping the ideas of Dr. King alive during the 16th Annual Dr. Martin Luther King, Jr. Memorial Breakfast to be held on January 15, 1987.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

✓ 7-R-bj.
(A.S.)

Resolution authorizing Tax Collector to execute to Merinda Lopez assignment of Tax Sale Certificate No. 58877, for premises commonly known as 46 Marne Street, Block 2046, Lot 34. (\$2,134.64 representing tax sale lien, all subsequent accrued liens through December 31, 1986 and interest and costs to December 31, 1986)

(For action on this resolution, see pages 29 and 30 in the minutes of this meeting)

✓ 7-R-bk.
(A.S.)

Resolution declaring an emergency exists as to an "Ordinance creating positions in the Department of Administration and establishing salaries thereof. (To adjust the salary and other compensation of the Business Administrator)" ordinance 6-Ph, S-& F-m, being finally adopted January 7, 1987 and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with N.J.S.A. 40:69A-181(b)).

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

✓ 7-R-bl.
(A.S.)

Resolution authorizing Mayor and Director of Health and Human Services to file application for competitive matching grant for travel and tourism with New Jersey Department of Commerce and Economic Development for 1987 fiscal year, with equal amounts of funds not to exceed \$25,000. being contributed by Division of Travel and Tourism and Greater Newark Chamber of Commerce, for total program budget not to exceed \$50,000.

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

MOTIONS.

✓ 7-M-a.

A MOTION DIRECTING THE DEPUTY CITY CLERK TO COMMUNICATE WITH DIRECTOR OF ENGINEERING REQUESTING A STATUS REPORT ON THE REHABILITATION OF JOHN F. KENNEDY RECREATION CENTER, KRUEGER MANSION AND IRONBOUND RECREATION CENTER was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

✓ 7-M-b.

A MOTION REQUESTING THE APPROPRIATE OFFICIALS TO IMMEDIATELY INSPECT THE PREMISES OF 75 SCHLEY STREET WHICH IS ALLEGEDLY BEING UTILIZED AS AN AUTOBODY SHOP/JUNKYARD was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

754

7-M-c.

A MOTION CONGRATULATING THE HONORABLE SAMUEL TIMOTHY MCGHEE, JR., NEWLY SEATED COUNCILMAN OF HILLSIDE TOWNSHIP, FOR BEING THE FIRST MINORITY REPRESENTATIVE OF THE TOWNSHIP was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-M-d.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ANNETTE PANTE, SISTER OF VINCENT TOMA, MANAGER OF PUBLIC BUILDINGS FOR THE CITY OF NEWARK was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-M-e.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF ANGELO DELLI SANTI, A VICTIM OF THE NEW YEAR'S EVE FIRE AT THE DUPONT PLAZA HOTEL IN PUERTO RICO was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-M-f.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF BENJAMIN JOSEPH, A FORMER NEWARK FIREMAN AND LONGSTANDING BUSINESSMAN was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-M-g.

A MOTION EXTENDING BEST WISHES TO ACTING JUDGE RENEE JONES WEEKS FOR A SPEEDY RECOVERY FROM THE AMTRAK TRAIN WRECK OF JANUARY 4, 1987 was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-M-h.

A MOTION REQUESTING THE DR. MARTIN LUTHER KING JR. COMMISSION TO WORK IN CONJUNCTION WITH THE MUNICIPAL COUNCIL IN PAYING TRIBUTE TO DR. KING IN CITY HALL ON JANUARY 15, 1987 was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-M-i.

A MOTION DIRECTING THE DEPUTY CITY CLERK TO REQUEST THE LAW DEPARTMENT TO PREPARE AN ORDINANCE REQUIRING THAT ON ALL FUTURE LICENSE APPLICATIONS THAT A CHECK BE MADE TO INSURE THAT ALL UTILITY BILLS ARE PAID IF THE APPLICANT IS THE OWNER was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

/ 7-M-j.

A MOTION DIRECTING THE DEPUTY CITY TO PLACE THE MATTER OF COUNCIL RULES ON THE SPECIAL CONFERENCE OF JANUARY 13TH, 1987 was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Grant.
Absent: Councilman Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

/ 8-a.

The Deputy City Clerk presented Communication from Assistant Business Administrator Banker, received December 26, 1986, enclosing proposed "Ordinance to amend Title 17, Offenses, Miscellaneous, Chapter 2, Disorderly Conduct, Section 23, Smoking Prohibited Places: Penalty, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Newark R.O. 17:2-23). (To amend the current ordinance to conform with P.L. 1985, Chapter 381, Regulating Smoking in Public Buildings)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the January 21, 1987 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Grant.
Absent: Councilman Harris.

/ 8-b.

The Deputy City Clerk presented Communication from Assistant Business Administrator Banker, received December 26, 1986, enclosing proposed "Ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turn prohibitions on Rector Street at McCarter Highway."

(Adding: East on Rector Street to north on McCarter Highway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the January 21, 1987 Calendar of the Municipal Council for first reading was made by President Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Grant.
Absent: Councilman Harris.

/ 8-c.

The Deputy City Clerk presented Communication from Acting Business Administrator Johnson, received December 29, 1986, enclosing proposed "Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Ridge Street as a one-way street."

(Deleting:

Ridge Street, Southbound, from Second Avenue to Bloomfield Avenue)

Adding:

Ridge Street, Northbound, from Bloomfield Avenue to Second Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 21, 1987 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Grant.
Absent: Councilman Harris.

756

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

- 9-a. **Communication from His Honor, Mayor Sharpe James, appointing Mr. Charles DeMarco, 798 Ridge Street, Newark, New Jersey, 07104, to serve on the Dr. Martin Luther King, Jr. Commemorative Commission, for a three year term and shall serve until his successor is duly appointed.**

(Copy of correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to return this Communication to the Mayor pursuant to the Revised Ordinances of the City of Newark, New Jersey, 1966, 2:15 was made by President Martinez, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

- 9-b. **Communication from Assistant Business Administrator Banker, received December 10, 1986, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Land Use Control,' (6-S & F-ba) adopted July 16, 1986 as amended (To create certain position titles)"**

(Assistant Chief Sanitary Inspector,	7/14/86	\$20,724.32 - \$25,189.59
Environmental Sanitation	1/1/87	21,760.53 - 26,449.06
(40 Hours)	1/1/88	22,848.55 - 27,771.51

Chief Sanitary Inspector,	7/14/86	23,989.98 - 29,160.78
Environmental Sanitation	1/1/87	25,189.47 - 30,618.81
(40 Hours)	1/1/88	26,448.94 - 32,149.75

Housing Inspector	7/14/86	19,156.06 - 22,848.81
(40 Hours)	1/1/87	20,113.86 - 23,991.25
	1/1/88	21,119.55 - 25,190.81

Sanitary Inspector	7/14/86	19,156.06 - 22,848.81
(40 Hours)	1/1/87	20,113.86 - 23,991.25
	1/1/88	21,119.55 - 25,190.81

(Creating titles in Department of Land Use Control for transfers from Department of Health and Human Services. No fiscal impact since employees are now on payroll. Represented by Inspectors Union)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Land Use Control Director McLucas met with the Council January 6, 1987)

A motion directing the Deputy City Clerk to place this ordinance on the January 21, 1987 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

- 9-c. **Communication from Assistant Business Administrator Banker, received November 25, 1986, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create certain titles in the Department of Health and Human Services)."**

(Six new titles being created in Department of Health and Human Services. Titles will be represented by Essex Council #1, Civil Service Association. No salaries listed and no fiscal impact which is said to be indeterminable at this time.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the January 21, 1987 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

NEW BUSINESS ON THE CALENDAR.

757

None.

MISCELLANEOUS.

- 11-a. The Deputy City Clerk reported the following Bingo and Raffle Licenses were issued from December 10, 1986 to December 26, 1986:

BINGO LICENSESLICENSEELICENSE NUMBER

St. Rose of Lima Church

9545 (Amended)

RAFFLE LICENSESLICENSEELICENSE NUMBER

Shamrock Friendship Club of St. Patrick's Pro-Cathedral

9671

St. Aloysius Roman Catholic Church

9672

Parents Organization of St. Benedict's Preparatory School

9673

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

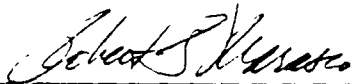
Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
- Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.
- Absent During Roll Call: Councilman Grant.
- Absent: Councilman Harris.

The meeting adjourned at 3:20 P.M.

APPROVED:


Robert P. Marasco
Deputy City Clerk



Henry Martinez
President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:12 P.M.

The audience rose for the National Anthem.

The invocation was offered by Reverend Marie Reddick, Rose of Sharon Baptist Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Gregory Franklin, Sergeant Vito Pontrelli, Sergeant-At-Arms.

President Martinez stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on January 15, 1987 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented **Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for the month of April, 1986.**

A motion that the Report of Contracts Awarded as recommended by Purchasing Agent and approved by Business Administrator be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

4-b. The City Clerk presented **Report of Office of the City Clerk for the month of October 1986.**

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

4-c. The City Clerk presented **Report of Office of the City Clerk for the month of November 1986.**

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

4-d. The City Clerk presented **Copy of Minutes of Meeting of Joint Meeting Maintenance held December 18, 1986.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

January 21, 1987

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The City Clerk read An ordinance amending Section 23:15-1, Stop Intersections, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersections of Springdale Avenue and North 9th Street and Delavan Avenue and North 7th Street.
(Springdale Avenue and North 9th Street
Stop Signs shall be installed on North 9th Street

Delavan Avenue and North 7th Street
Stop Signs shall be installed on North 7th Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-b.

The City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Avon Avenue and Irvine Turner Boulevard.

(Intersection
Avon Avenue and Irvine Turner Boulevard

Right Turn on Red Prohibition
All Right Turns)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-c.

The City Clerk read An ordinance amending Section 23:15-1, Stop Intersections, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersections of Abington Avenue and Ridge Street, Berkeley Avenue and Ridge Street, Berkeley Avenue and Parker Street, Delavan Avenue and Parker Street.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-d.

The City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Meeker Avenue as a through street.**

(Meeker Avenue: Between Elizabeth Avenue and Frelinghuysen Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-e.

The City Clerk read **An ordinance to amend Title 17, Offenses, Miscellaneous, Chapter 2, Disorderly Conduct, Section 23, Smoking Prohibited Places: Penalty, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Newark R.O. 17:2-23). (To amend the current ordinance to conform with P.L. 1985, Chapter 381, Regulating Smoking in Public Buildings).**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 4, 1987.

6-F-f.

The City Clerk read **An ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turn prohibitions on Rector Street at McCarter Highway.**

(Adding: East on Rector Street to north on McCarter Highway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-g.

The City Clerk read **An ordinance amending Section 23:3-2, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Ridge Street as a one-way street.**

(Deleting:

Ridge Street, Southbound, from Second Avenue to Bloomfield Avenue)

Adding:

Ridge Street, Northbound, from Bloomfield Avenue to Second Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to return the ordinance to Administration per request of Director of Engineering Zach was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-h.

The City Clerk read An ordinance entitled 'An ordinance creating positions in the Department of Land Use Control,' (6-S & F-ba) adopted July 16, 1986 as amended (To create certain position titles)

(Assistant Chief Sanitary Inspector,	7/14/86	\$20,724.32 - \$25,189.59
Environmental Sanitation	1/1/87	21,760.53 - 26,449.06
(40 Hours)	1/1/88	22,848.55 - 27,771.51

Chief Sanitary Inspector,	7/14/86	23,989.98 - 29,160.78
Environmental Sanitation	1/1/87	25,189.47 - 30,618.81
(40 Hours)	1/1/88	26,448.94 - 32,149.75

Housing Inspector	7/14/86	19,156.06 - 22,848.81
(40 Hours)	1/1/87	20,113.86 - 23,991.25
	1/1/88	21,119.55 - 25,190.81

Sanitary Inspector	7/14/86	19,156.06 - 22,848.81
(40 Hours)	1/1/87	20,113.86 - 23,991.25
	1/1/88	21,119.55 - 25,190.81

(Creating titles in Department of Land Use Control for transfers from Department of Health and Human Services. No fiscal impact since employees are now on payroll. Represented by Inspectors Union)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Director of Land Use Control McLucas met with the Council January 6, 1987.)

A motion to defer action on the ordinance was made by Councilman Harris, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-i.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create certain titles in the Department of Health and Human Services).

(Administrative Officer	\$25,209.80 - \$30,644.25
(35 Hours)	

Comprehensive Planner	
(35 Hours)	18,179.22 - 22,096.13

Principal Program Analyst	
(35 Hours)	18,939.45 - 23,021.68

Project Coordinator,	
Office of Aging	
(35 Hours)	25,381.25 - 30,850.71

Senior Comprehensive Planner	
(35 Hours)	21,925.41 - 26,650.31

Supervisor, Adult Health	
(35 Hours)	29,611.44 - 35,992.43

(Six new titles being created in Department of Health and Human Services.

Titles will be represented by Essex Council #1, Civil Service Association.

Fiscal impact indeterminable at this time.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 4, 1987.

A motion to consider Item 8-c on Ordinances on First Reading was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-j.

The City Clerk read An ordinance ratifying and authorizing the execution of a lease between Redeemer Lutheran Church, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the sum of \$9,000.00, per year for a period of (One Year.)"
(May 1, 1986 to April 30, 1987)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 4, 1987.

A motion to consider Item 8-n (A.S.) on Ordinances on First Reading was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-k.

The City Clerk read An ordinance amending Section 23:5-3.2, Parking Prohibited Between Midnight and 5:00 A.M. for Trucks, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Changing Parking Prohibited Between Midnight and 5:00 A.M. to 11:00 P.M. to 5:00 A.M.)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Tucker.

A lengthy discussion was held by the Members of the Municipal Council.

A motion to adopt the ordinance on first reading and directing the City Clerk to invite Corporation Counsel Grant, Director of Engineering Zach, and Police Director Greanleaf, to meet with the Council at their special conference January 27, 1987 was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine the and noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 4, 1987.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:4-1, Trucks over 4 Tons excluded from Certain Streets of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Crescent Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Crescent Avenue:
From Chancellor Avenue to Hillside
Township Line

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. A copy of this Ordinance shall be forwarded to the Commissioner of Transportation for his approval.

Section 5. A copy of this ordinance shall be forwarded to the Hillside Township ~~Municipal~~ Council for their review and concurrence.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6, for the year 1986, property owned by Church of Christ Center located at 621 Central Avenue, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Church of Christ Center, is a New Jersey corporation organized under Title 16, of New Jersey statutes as a religious, nonprofit corporation; and

WHEREAS, Church of Christ Center purchased property located at 621 Central Avenue (Block 1862, Lot 29); and

WHEREAS, the premises located at 621 Central Avenue, have been used from the date of acquisition exclusively for religious purposes; and

WHEREAS, the aforesaid property has at all times been entitled to exemption from payment of real property taxes as set forth in the Affidavit of Alvance Ponder, Secretary, Church of Christ Center; and

WHEREAS, Church of Christ Center represents that it inadvertently failed to file a claim for continued tax exemption; and

WHEREAS, the Tax Assessor did not grant tax exempt status to the property located at 621 Central Avenue for the year 1986 because Church of Christ Center did not file an exemption statement; and

WHEREAS, there are due and owing, taxes in the amount of \$3,849.00 including applicable fees and interest for the year 1986 on the property located at 621 Central Avenue (Block 1862, Lot 29);

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That by copy of this Ordinance, the Tax Assessor of the City of Newark, be and is hereby authorized to remove the tax assessment, for year 1986, on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. That the Tax Collector of the City of Newark cancel taxes in the amount of \$3,849.00 including applicable fees and interest for the year 1986 on the property noted above, owned by the Church of Christ Center, pursuant to the provisions of N.J.S.A. 54:4-3.6.

3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

January 21, 1987

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6 for the years 1985 and 1986, on property owned by the Faith Christian Center located at 998 South Orange Avenue, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Faith Christian Center is a New Jersey corporation organized under Title 16, of New Jersey statutes as a religious, nonprofit corporation; and

WHEREAS, Faith Christian Center, purchased property located at 998 South Orange Avenue (Block 4114, Lot 9); and

WHEREAS, the premises located at 998 South Orange Avenue, have been used from the date of acquisition exclusively for religious purposes; and

WHEREAS, the aforesaid property has at all times been entitled to exemption from payment of real property taxes as set forth in the Affidavit of R.T. Davis, Pastor, President Faith Christian Center; and

WHEREAS, Faith Christian Center represents that it inadvertently failed to file a claim for continued tax exemption; and

WHEREAS, the Tax Assessor did not grant tax exempt status to the property located at 998 South Orange Avenue for the year 1985 and 1986, because Faith Christian Center did not file an exemption statement; and

WHEREAS, there are due and owing taxes in the amount of \$2,839.34, including applicable fees and interest for year 1985; and there are due and owing taxes in the amount of \$3,053.54, including applicable fees and interest for year 1986, on the property located at 998 South Orange Avenue (Block 4114, Lot 9);

1. That by copy of the Ordinance, the Tax Assessor of the City of Newark be and is hereby authorized to remove the tax assessment, for years 1985 and 1986, on the property noted above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. That the Tax Collector of the City of Newark cancel taxes in the total amount of \$5,892.88 including applicable fees and interest for the years 1985 and 1986 on the property noted above, owned by the Faith Christian Center, pursuant to the provisions of N.J.S.A. 54:4-3.6.

3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance 766 to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor", (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create certain position titles in the Department of Finance)

(Creating titles in Department of Finance due to Civil Service Reclassification. No fiscal impact given.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Ph) adopted May 4, 1977, as amended and supplemented thereto, be and the same is hereby amended by creating certain position titles, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Administrative Clerk 0020 (35 Hrs.)	1/1/86	\$16,803.55	\$20,042.48
Administrative Analyst 0010 (37½ Hrs.)	1/1/86	23,021.68	27,982.97
Archivist 0290 (35 Hrs.)	1/1/86	15,531.30	18,179.22
Assistant Chief Accountant 0345 (37½ Hrs.)	1/1/86	24,184.45	29,382.11
Custodian of Records 1456 (35 Hrs.)	1/1/86	12,167.63	14,790.93
Data Processing Coordinator/ Senior Accounting Procedures Analyst A548 (37½ Hours)	1/1/86	27,982.97	34,012.47
Management Specialist 2390 (37½ Hrs.)	1/1/86	31,088.85	37,788.75
Payroll Clerk 2634 (35 Hrs.)	1/1/86	11,589.77	14,086.68
Principal Accountant 2758 (35 Hrs.)	1/1/86	20,042.48	24,361.57
Principal Accountant 2758 (37½ Hrs.)	1/1/86	21,925.41	26,650.31
Principal Clerk Typist, Bi-Lingual In Spanish & English 4838 (35 Hrs.)	1/1/86	12,167.63	14,790.93

January 21, 1987

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Principal Payroll Clerk 2831 (35 Hrs.)	1/1/86	\$14,086.68	\$16,803.55
Principal Tax Clerk 2855 (35 Hrs.)	1/1/86	14,086.68	16,803.55
Senior Administrative Analyst 3173 (35 Hrs.)	1/1/86	25,579.63	31,092.20
Senior Payroll Clerk 3496 (35 Hrs.)	1/1/86	12,776.66	15,531.30
Senior Tax Clerk 3608 (35 Hrs.)	1/1/86	12,776.66	15,531.30
Supervising Data Control Clerk 3872 (35 Hrs.)	1/1/86	16,002.45	19,088.69
Supervising Tax Clerk 5037 (35 Hrs.)	1/1/86	15,531.30	18,179.22
Supervisor of Data Entry Machine Operations 5183 (35 Hrs.)	1/1/86	16,002.45	19,088.69
Tax Clerk 4122 (35 Hrs.)	1/1/86	11,589.77	14,086.68

SECTION 2. Section 2. of an ordinance entitled "An ordinance creating positions in the Department of Finance and establishing salaries therefor" (GS&Fh), adopted May 4, 1977, as amended and supplemented, be and the same is hereby amended by creating certain title positions, as follows, to wit:

<u>POSITION</u>			
Administrative Analyst 0010 (37½ Hrs.)	1/1/86	23,021.68	27,982.97
Chief Accountant 1005 (37½ Hrs.)	1/1/86	25,381.17	30,850.71
Receptionist, Typing, Bi-Lingual in Spanish & English 5755 (35 Hrs.)	1/1/86	12,167.63	14,790.93

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

763

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title and salary range for Secretary to Judge in the Municipal Courts)

(Creating title in Municipal Courts. Title will be represented by Essex Council #1 Civil Service Association. No fiscal impact figure supplied.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(c) of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, as amended and supplemented be amended to create the title and salary range as follows, to wit:

(c) MUNICIPAL COURTS

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Secretary to Judge 3153 (35 Hrs.)	\$ 19,088.69	\$ 23,196.02

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, annual minimum or annual maximum salary which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance to amend and supplement Title Two, Administration, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by establishing a Department of Development" (6-S & F-1)(S-1) July 16, 1986 (By changing the Divisions to be established within the Department of Development).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Ordinance 6S&FL(s-1)071686 entitled "An Ordinance to amend and supplement Title Two, Administration of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented by establishing a Department of Development" be and the same is amended in its entirety to read as follows:

Section 2. There shall be a Department of Development, the head of which shall be the Director of Development. The Director's compensation shall be such sum annually as shall be fixed by ordinance. The department shall consist of the following divisions:

- a) Housing Assistance
- b) Economic Development
- c) Property Management
- d) Property Clearance

Section 3.

A. The Director of Development shall, prior to appointment, be qualified by education, training and experience in the process of the development of housing, commercial and industrial improvements within large urban areas.

B. The Director, through the divisions and otherwise, shall direct and supervise the functions necessary to assist and encourage the timely and proper improvement of real property within the City. These functions shall include at a minimum the acquisition of real property; the clearance of deteriorated buildings and debris therefrom; the management, maintenance and operation of property owned by the City but not needed for public use; the disposition of such property by sale or lease and the operation and administration of such incentive programs as may be established by the City to assist and encourage the development of property.

Section 4.

A. There shall be within the Department of Development a Division of Housing Assistance, the head of which shall be the Manager, Division of Housing Assistance.

B. The Division of Housing Assistance, under the supervision of the Director of Development, shall have the following duties:

1. Serve as the housing assistance agency for the City and in so doing discharge the duties thereof.

2. Administer all programs established by the Federal, State and City governments which pertain to neighborhood housing rehabilitation and/or residential housing construction.

3. Provide such other assistance as is proper and necessary to permit and encourage the development of real property for residential purposes in a manner which is consistent with general law and local ordinances.

Section 5.

A. There shall be within the Department of Development, a Division of Economic Development, the head of which shall be the Manager, Division of Economic Development.

B. The Division of Economic Development, under the supervision of the Director of Development, shall have the following duties:

1. Administer all programs established by the City to encourage the construction, reconstruction or rehabilitation of commercial and industrial property.

2. Provide such other assistance as is proper and necessary to permit and encourage the development of real property for commercial and industrial purposes in a manner which is consistent with general law and local ordinance.

Section 6.

A. There shall be within the Department of Development, a Division of Property Management, the head of which shall be the Manager, Division of Property Management.

B. The Division of Property Management, under the supervision of the Director of Development, shall have the following duties:

1. Maintain a complete registry of all real property owned by the City, including information as to its use and condition, as well as on leaseholds and other encumbrances thereon.

2. Manage the maintenance and operation of all real property owned by the City which is not needed for municipal use.

3. Recommend, within the scope of general law, local ordinance and administrative policy, those properties to be offered for sale or lease and the terms and conditions of such offerings.

4. Conduct the administrative process necessary to carry out the sale or lease of real property where such has been duly authorized.

5. Serve as the redevelopment agency for the City, and in so doing discharge the duties thereof.

Section 7.

A. There shall be within the Department of Development, a Division of Property Clearance, the head of which shall be the Manager, Division of Property Clearance.

B. The Division of Property Clearance, under the supervision of the Director of Development, shall have the following duties:

1. Demolish structures which are hazardous to the health or safety of the citizens, where such has been duly authorized.

2. Remove debris and refuse, and otherwise maintain in a clean and neat manner, all vacant land owned by the City.

3. Secure against unlawful entry vacant structures owned by the City of Newark which are not in need of demolition.

4. Perform the duties outlined in the above sections upon privately owned property, where such action is legally authorized as a result of some failure by the private owner.

Section 8. Any ordinance or part thereof which is inconsistent herewith be and hereby is repealed.

Section 9. This ordinance shall take effect after final passage and publication as provided by law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage; further directing the City Clerk to invite Acting Director of Development Lucas to meet with the Council at their pre-meeting conference February 3, 1987 was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 17, Offenses, Miscellaneous, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by adding thereto a Chapter 15, Rewards.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 17, Offenses, Miscellaneous, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is hereby amended and supplemented by adding thereto a Chapter 15, Rewards, to read in its entirety as follows:

CHAPTER 15, REWARDS

17:15-1. Rewards for the apprehension of persons convicted of a crime.

A reward in an amount not to exceed \$3,000.00 may be payable by the Governing Body of the Municipality to a person for aiding in the apprehension and conviction of any person guilty of murder, kidnapping, burglary, robbery, arson, or any other criminal offense that would entitle the defendant to a trial by jury upon the following conditions:

1. The Municipal Police Director must recommend in writing that such an award be granted and he must recommend the amount of the reward that he deems sufficient.
2. A Judge of the Superior Court must approve this recommendation before it is submitted to the Governing Body.
3. A government employee, police officer, special police officer or law enforcement officer whose duty it is to enforce the law shall not be qualified for the reward described herein.
4. The Municipal Governing Body may exercise its discretion in deciding whether to grant or deny any request for such a reward submitted by the Director of Police. However, the award may only be granted upon conviction of the person guilty of the crime.
5. There shall be a reward fund established which shall be administered by the Police Director; the reward shall be given to persons who aid in the arrest and conviction of individuals found guilty of the above offenses.

SECTION 2. Any existing ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

REVEREND DOUG RANDOLPH, 44 LONGFELLOW AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council questioning what the ordinance entailed.

President Martinez explained the ordinance to the speaker and requested the City Clerk to forward copy of same to Reverend Randolph.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented.

(Creating new titles in Department of Health and Human Services. Fiscal Impact indeterminable at this time since date of hire is unknown. Titles will be represented by Essex Council #1, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services", (6S&FX) adopted July 16, 1986, as amended and supplemented be amended and supplemented to create the following positions, as follows, to wit:

POSITION

Supervisor of Cultural Affairs		
A519 (35 Hrs.)	8/11/86	\$25,381.17 - \$30,850.71

Supervisor of Recreation		
A520 (35 Hrs.)	8/11/86	\$29,611.44 - \$35,992.43

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

January 21, 1987

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the year 1986, on property owned by Trinity United Methodist Church and located at 573-581 Clinton Avenue, Block 3003, Lot 22, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Trinity United Methodist Church is a New Jersey corporation organized under Title 16, of New Jersey statutes as a non-profit corporation; and

WHEREAS, Trinity United Methodist Church, purchased property located at 573-581 Clinton Avenue, Block 3003, Lot 22, Newark, New Jersey; and

WHEREAS, the premises located at 573-581 Clinton Avenue have been used from the date of acquisition exclusively as a charitable and religious purposes; and

WHEREAS, the aforesaid properties have at all times been entitled to exemption from payment of real property taxes as set forth in the affidavit of Pastor James A. Terry, III; and

WHEREAS, Trinity United Methodist Church represents that it inadvertently failed to file an exemption statement with the Tax Assessor of the City of Newark for the year 1985; and

WHEREAS, the Tax Assessor did not grant tax exempt status to the property located at 573-581 Clinton Avenue, for the year 1986 because Trinity United Methodist Church did not properly and timely file an exemption statement; and

WHEREAS, N.J.S.A. 54:4-3.6c provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why a timely claim was not filed, return all taxes collected on property owned by one or more associations or corporations organized exclusively for charitable or religious purposes, which would have been exempt pursuant to N.J.S.A. 54:4-3.6c had timely claim been made therefore; and

WHEREAS, there are due and owing taxes in the amount of \$9,956.08 plus applicable fees and interest for the year 1986 on the property located 573-581 Clinton Avenue, Block 3003, Lot 22.

1. That by copy of this Ordinance, the Tax Assessor of the City of Newark be and is hereby authorized to remove the tax assessment, for the year 1986, on all properties listed above located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. That the Tax Collector of the City of Newark cancel taxes in the amount of \$9,956.08 plus applicable fees and interest for the year 1986 on all properties listed above owned by the Trinity United Methodist Church, pursuant to the provisions of N.J.S.A. 54:4-3.6c.

3. This ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to correct the title of, and to supplement, an ordinance adopted January 15, 1986 (6-S & F-a), entitled, "An ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 13, Procedures for Application, Approval and Administration of Tax Abatement Agreements"; and to repeal Ordinance 6-S & F-i adopted August 6, 1986.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Ordinance 6S&FA adopted January 15, 1986 entitled "AN ORDINANCE AMENDING AND SUPPLEMENTING TITLE 10, FINANCE AND TAXATION, CHAPTER 13, PROCEDURES FOR APPLICATION, APPROVAL AND ADMINISTRATION OF TAX ABATEMENT AGREEMENTS". be and the same is amended to read, "AN ORDINANCE AMENDING AND SUPPLEMENTING TITLE 10 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK 1966, FINANCE AND TAXATION, CHAPTER 11, TAX EXEMPTIONS AND ABATEMENTS FOR COMMERCIAL AND INDUSTRIAL IMPROVEMENTS AND PROJECTS AND ADDITIONALLY EMBRACING PROCEDURES FOR APPLICATION, APPROVAL AND ADMINISTRATION OF TAX ABATEMENT AGREEMENTS."

Section 2. (NEW) All abatements, conferred by the City under the "Urban Renewal Corporation and Association Law of 1961", as amended and supplemented, shall henceforth be on condition that the recipient of the tax abatement or the occupant or lessee of the project where such occupant, lessee, or tenant, is under the control or management of said recipient, dedicate to residents of the City of Newark at least 50% of all new jobs arising out of the activities of the business operations on the project site during the continuation of the abatement and where this condition applies, 25% of the new employees shall be from resident minorities.

Section 3. "AN ORDINANCE AMENDING AND SUPPLEMENTING TITLE 10, FINANCE AND TAXATION, CHAPTER 10 PROCEDURES FOR APPLICATION, APPROVAL AND ADMINISTRATION OF TAX ABATEMENT AGREEMENTS." adopted August 6, 1986 (6S&Fi) be and is hereby repealed.

Section 4. All prior ordinances or parts of prior ordinances which are inconsistent herewith, are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance; further directing the City Clerk to invite the appropriate principals to meet with the Council at their special conference January 27, 1987 was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 22, Chapter 4, Section 1, Showcases and Merchandise not to be placed on sidewalk or street, etc., of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to increase the penalty for a violation of this section to \$1,000.00 and to provide for a minimum fine of \$50.00.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 22, Chapter 4, Section 1, Showcases, and merchandise not to be placed on sidewalk or street etc., of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended so that subsection (a) reads as follows:

22:4-1. Showcases, certain other objects and merchandise not to be placed on sidewalk or street; penalty; exceptions.

(a) It shall be unlawful for any person to place or cause, suffer or permit to be placed or maintained, any showcase or other construction or device for the display of merchandise, or any box, barrel, can, package or thing whatsoever on or over any sidewalk, roadway or public place; or to display or cause, permit or suffer to be displayed upon or over any sidewalk, roadway or public place, any merchandise for sale or advertisement, under penalty of a fine of not more than \$1,000.00 but not less than \$50.00 for each offense for each and every day such encumbrance or obstruction shall continue.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

January 21, 1987

Councilman Rice, through the chair, requested the City Clerk to advertise this ordinance in a fashion where residents and merchants would be aware of this ordinance; further that a flyer be prepared in cooperation with the Administration that can be distributed to the merchants of the City. 776

Councilman Tucker, through the chair, directed the City Clerk to advertise this ordinance in the local minority papers of the City.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor establishing salaries therefor", (6-S & F-c) adopted May 4, 1977, as amended (To adjust the salary of Deputy Mayor)."

(Not represented by any bargaining unit. 9.1% increase effective 11/3/86 on minimum salary; 32.6% increase on maximum. No fiscal impact supplied.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, and amendments thereto, be and the same is hereby amended to adjust the salary of Deputy Mayor, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM</u> <u>SALARY</u>	<u>ANNUAL MAXIMUM</u> <u>SALARY</u>
(a) <u>Office of the Mayor and Agencies</u>			
Deputy Mayor			
AL77	8/11/86	\$ 27,982.97	\$ 34,012.47

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbents employed in this position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

January 21, 1987

J 6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6 for the year 1986, property owned by the Crossroads Rescue Mission of God, located at 985 - 18th Avenue, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Crossroads Rescue Mission of God, is a New Jersey corporation organized under Title 16, of New Jersey statutes as a religious, nonprofit corporation; and

WHEREAS, Crossroads Rescue Mission of God purchased property located at 985 - 18th Avenue (Block 4075-A, Lot 1), on January 16, 1978.

WHEREAS, the premises located at 985 - 18th Avenue, have been used from the date of acquisition exclusively for religious purposes; and

WHEREAS, the aforesaid property has at all times been entitled to exemption from payment of real property taxes as set forth in the Affidavit of Roy Bond, Pastor, Crossroads Rescue Mission of God.

WHEREAS, Crossroads Rescue Mission of God represents that it inadvertently failed to file a claim for continued tax exemption; and

WHEREAS, the Tax Assessor did not grant tax exempt status to the property located at 985 - 18th Avenue for the year 1986, because Crossroads Rescue Mission of God did not file an exemption statement; and

WHEREAS, there are due and owing taxes in the amount of \$2,540.34, including applicable fees and interest for year 1986 on the property located at 985 - 18th Avenue (Block 4075-A, Lot 1); and

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That by copy of this Ordinance, the Tax Assessor of the City of Newark, be and is hereby authorized to remove the tax assessment, for year 1986, on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. That the Tax Collector of the City of Newark cancel taxes in the total amount of \$2,540.34 including applicable fees and interest for the year 1986 on the property noted above, owned by the Crossroads Rescue Mission of God, the pursuant to the provisions of N.J.S.A. 54:4-3.6.

3. This Ordinance shall take effect upon final passage and publication according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard. 778

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:5-2, Parking Prohibited at Certain Times, of title 23, traffic and parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking at certain times on Malvern Street.

(Malvern Street, North side, beginning 57 feet west of the westerly curblin of Pulaski Street and extending 55' westerly therefrom. From 8:00 A.M. to P.M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)
(Public Hearing Closed)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

HEARINGS OF CITIZENS

6-HC-a.

MR. FRANK MONTAGNA, 149 DEMITT AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to problems in the Municipal Courts when formerly employed.

Councilman Carrino, through the chair, requested the City Clerk to have verbatim transcript of Mr. Montagna's remarks submitted to the Mayor.

6-HC-b.

MS. TINA JOHNSON, 5 POMONA AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to a senior citizen who was assaulted in his home.

President Martinez directed the City Clerk to invite Mayor James, Corporation Counsel Grant and Police Director Greenleaf together with the speaker to meet with the Council at their special conference January 27, 1987.

6-HC-c.

MR. KENNETH TROTT, GUYTON-CALLAHAN POST NO. 152, 43 PRINCE STREET, NEWARK, NEW JERSEY addressed the Municipal Council with respect to Memorial Monuments in the City of Newark and being displaced from their present headquarters by University Heights project.

President Martinez directed the City Clerk to invite Acting Director of Development Lucas and Mr. Trott to meet with the Council at a future special conference.

January 21, 1987

6-HC-d.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to housing for low income citizens and questioned the reasoning for demolition of abandoned supermarket on Springfield Avenue.

Councilman Grant stated the roof of the abandoned supermarket had caved in and was of imminent danger to the community.

6-HC-e.

MR. THOMAS J. LACONTE, 25 MAIN STREET, HACKENSACK, NEW JERSEY addressed the Municipal Council on behalf of Mr. Joel Rosenberg, 99 Evergreen Avenue, Newark, with respect to Resolution 7-R-q on this agenda.

President Martinez directed the City Clerk to invite Corporation Counsel Grant, Tax Assessor Frisina Mr. Laconte and Mr. Rosenberg to meet with the Council at their pre-meeting conference February 3, 1987.

A motion to consider Resolution 7-R-q at this time was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-q.

Resolution denying granting five year tax exemption on improvement of property at 99 Evergreen Avenue, Block 3775, Lot 10, owned by CMS Realty, L.P., application was not filed and received by the Tax Assessor within 60 days after completion of said improvements as required by N.J.S.A. 54:4-3.98.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-HC-f.

MS. SANDRA HOLMES, 63 SOMERSET STREET, NEWARK, NEW JERSEY addressed the Municipal Council with respect to black developers be given preference in development activities in the City of Newark.

President Martinez directed the City Clerk to invite Ms. Holmes to meet with the Council at a future special conference.

At a later time in the meeting, after Item 8-i, a motion to permit REBECCA HENDERSON to be heard under "Hearings of Citizens" was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-HC-g.

MS. REBECCA HENDERSON, 361 SCHLEY STREET, NEWARK, NEW JERSEY addressed the Municipal Council with respect to conditions at 361 Schley Street.

Councilman Grant noted that this property is owned by Attorney Ratner of 327 Madison Avenue, New York, New York and also by the Bowery Savings Bank of New York City.

Councilman Rice, through the chair, requested a meeting with the Law Department and Municipal Council as soon as possible regarding this matter.

Councilman Tucker, through the chair, directed the City Clerk to contact the State of New Jersey Tenant's Association to see what they can do to help the Council in this matter.

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

✓ 7-R-a.

Resolution ratifying contract for period June 1, 1986 to January 21, 1987; further, authorizing Acting Director of Development to enter into and execute contract with Newark Housing Authority, 57 Sussex Avenue, for purpose of securing General Liability and Hazard Insurance for period January 22, 1987 to May 31, 1987, for sum not to exceed \$120,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-b.

Resolution ratifying action taken by Director of Engineering to secure services of Dallas Contracting Co., Inc., A.G. Mazzocchi, Inc., T. Fiore, Peter Juzefyk Excavating Co., Inc. and Stratford Industries; pursuant to N.J.S.A. 40A:11-6, all lowest responsible proposals submitted, for demolition of structures; further, authorizing Director of Engineering to render payment to Dallas Contracting Co., Inc., 1705 Elizabeth Avenue, Rahway, for 86 Cedar Avenue, for total sum of \$7,900.; A.G. Mazzocchi, Inc., 10 Orchard Street, Madison, for 285 Fifth Street, for total sum of \$8,438.; T. Fiore, 350 Wilson Avenue, for 748 South Orange Avenue, for total sum of \$8,499.; Peter Juzefyk Excavating Co. Inc., 428 Edgar Road, Elizabeth, for 840 Clinton Avenue, 699 Frelinghuysen Avenue, 185 Hillside Avenue, 126 Watson Avenue and 509 Avon Avenue, for total sum of \$35,750.; Stratford Industries, Inc., 117 Prospect Avenue, Bayonne, for 515 South 19th Street, for total sum of \$7,240.; payments to be made after demolition has been completed in accordance with specifications; funds provided in 1986 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-c.

Resolution ratifying action taken by Director of Engineering to secure services of Stratford Industries, Inc.; pursuant to N.J.S.A. 40A:11-6, lowest responsible proposal submitted, for demolition of structure; further, authorizing Director of Engineering to render payment to Stratford Industries, Inc., 117 Prospect Street, Bayonne, for 449-455 Summer Avenue, for total sum of \$52,820.; payment to be made after demolition has been completed in accordance with specifications; funds provided in 1986 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-d.

Resolution authorizing Director of Engineering to complete and execute all necessary applications and other paperwork with New Jersey Department of Environmental Protection, to facilitate the issuance of said New Jersey Pollutant Discharge Elimination System permit for the construction of the twenty-four inch relief sanitary sewer on Doremus and Wilson Avenues.

(Copy of resolution and correspondence submitted to each Member of the Council)

January 21, 1987

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-e.

Resolution ratifying agreement for period January 1, 1987 to January 21, 1987; further, authorizing Director of Engineering to execute agreement with New Jersey Department of Transportation covering reimbursement for highway lighting maintained within the limits of Route 21, for term beginning January 1, 1987 and ending December 31, 1987; further, authorizing Director of Engineering to file necessary invoices and application to receive reimbursement of \$37,056.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-f.

Resolution authorizing Director of Finance to issue check in sum of \$1,900. payable to Kevin Nicholson and his attorneys, Freeman & Bass, 24 Commerce Street, Newark, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-g.

Resolution authorizing Director of Finance to issue check in sum of \$13,500. to Redean Page, Guardian Ad Litem of Walter Page and his attorneys, Freeman & Bass, 24 Commerce Street, Newark, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, for injuries sustained by infant plaintiff, while playing in a City-owned lot at 64 19th Avenue, as result of fall on debris left there by prior demolition conducted by City.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council January 20, 1987)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-h.

Resolution authorizing Director of Finance to issue check in sum of \$1,000. payable to Anne May and her attorney, Ralph B. Sussman, 55 Washington Street, East Orange, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court against City of Newark, Walter Daniels, Edurgis A. Hernandez and the Transport of New Jersey, seeking recovery for personal injuries arising from alleged negligence of said defendants. (Transport of New Jersey-\$200.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-i.

Resolution approving Amendment to Settlement Agreement regarding U.S.A. v. City of Newark v. County of Essex. (Lock-up facilities at 31 Green Street); per attached Agreement.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council January 20, 1987)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Tucker noted that this was the first time the County ever paid the City for use of their facilities.

✓ 7-R-j.

Resolution authorizing Director of Finance to issue check in sum of \$4,000. payable to Miguel Castro, an infant by his natural parent and guardian ad litem Carmen Castro, and Carmen Castro, individually, and their attorney, Larry Chamish; upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey seeking to be awarded compensatory damages together with interest and costs of suit for injuries allegedly sustained as result of negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

At this time, Councilman Carrino, through the chair, requested a moment of silence in memory of Samuel Klein, founder and head of the Accounting Firm of Samuel Klein & Company, External Auditors for the City of Newark, New Jersey.

✓ 7-R-k.

Resolution concurring in request of Samuel Klein and Company, External Auditor, for the City of Newark for extension of filing date of 1985 Audit.

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-l.

Resolution establishing Petty Cash for Various Departments and Agencies for the Year 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-m.

Resolution designating nine (9) banks as Depositories for funds of the City of Newark, New Jersey. (Broad National Bank-Newark, City National Bank of New Jersey-Newark, Howard Savings Bank-Newark, First Fidelity Bank of New Jersey-Newark, First Jersey National Bank-Jersey City, Midlantic National Bank-Newark, New Jersey Cash Management Fund-Trenton, Hudson City Savings Bank-Paramus and Carteret Savings Bank-Newark) and authorizing investment of idle monies effective through December 31, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

783

A motion to defer action on the resolution and directing the City Clerk to invite the appropriate principals to meet with the Council at their pre-meeting conference February 3, 1987, was made by Councilman Harris, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-n.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$239,928., Public Health Priority Funding.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-o.

Temporary emergency resolution appropriating \$239,928., Public Health Priority Funding; said emergency funds shall be provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-p.

Resolution authorizing Director of Finance to pay amount of \$28.99 to Castle Corner Associates, 199 Washington Street; proceeds to be taken from Municipal Budget Mandatory Items--Municipal Account Code No. 11-21-01-9537 (Interest on Tax Appeals).

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-q.

Resolution denying granting five year tax exemption on improvement of property at 99 Evergreen Avenue, Block 3775, Lot 10, owned by CMS Realty, L.P., application was not filed and received by the Tax Assessor within 60 days after completion of said improvements as required by N.J.S.A. 54:4-3.98.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see page 22 in the minutes of this meeting)

7-R-r.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed necessary.

(In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-s.

Resolution appointing James Spellman, Alternate Number 2 Member of the Board of Adjustment for the unexpired term of Vincent E. Gallucci ending March 31, 1987.
(Mr. Spellman met with the Council January 20, 1987)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-t.

Resolution reappointing Anthony DeVincenzo, Member of the Board of Adjustment for term commencing February 1, 1987 and ending January 31, 1991.
(Mr. DeVincenzo met with the Council January 20, 1987)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-u.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed necessary.

(In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-v.

Resolution approving determination of Central Planning Board that City Tax Block 953, Lots 32 and 33, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended.

(318 Jefferson Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-w.

Resolution authorizing the Mayor and Business Administrator to execute Labor Agreement on behalf of City of Newark and Local No. 6, International Federation of Health Professionals (I.F.H.P.) for the period January 1, 1984 through December 31, 1986)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-x.
(A.S.)

Resolution recognizing and commending Ms. Brenda Veltri, former Personnel Officer with the City of Newark, for her many years of exemplary service to the City, and wishing her continued success as the newly appointed Director of Personnel for the County of Essex.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-y.
(A.S.)

Resolution recognizing and commending the New Jersey Federation of Colored Women's Clubs on the occasion of its Dr. Martin Luther King, Jr. Recognition Luncheon held January 17, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-z.
(A.S.)

Resolution recognizing and commending the Ironbound Ambulance Squad on the occasion of its 35th annual Installation of Officers held January 17, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ba.
(A.S.)

Resolution ratifying contract for period December 1, 1986 to January 21, 1987; further, authorizing Business Administrator to enter into contract with Top Line Specialties, Inc., 687 Frelinghuysen Avenue, Newark and A. Lembo Body, Inc., 76 Riverside Avenue, Newark, lowest responsible bids received, in accordance with bid specifications, for Providing the Mounting of Snow Plow "A" Frames, for period January 22, 1987 to November 30, 1987; for sum not to exceed \$150,000. for both contracts; \$75,000. encumbered in 1986 Reserves of Department of Engineering; additional expenditures are contingent upon and subject to appropriation and certification of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-bb.
(A.S.)

Resolution ratifying contract for period December 1, 1986 to January 21, 1987; further, authorizing Business Administrator to enter into contract with Top Line Specialties, Inc., 687 Frelinghuysen Avenue, Newark, lowest responsible bid received in accordance with bid specifications, for Providing Snow Plow Repairs and Parts, for period January 22, 1987 to November 30, 1987; for sum not to exceed \$150,000.; \$40,000. encumbered in 1986 Reserves of the Department of Engineering; additional expenditures are contingent upon and subject to appropriation and certification of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bc.
(A.S.)

Resolution designating Reserved Parking Area for Handicapped Persons on Lincoln Avenue, West side, beginning 74' south of the southerly curblane of Verona Avenue and extending 21 feet southerly therefrom; pursuant to Section 39:4-197.5, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bd.
(A.S.)

Resolution designating an Investigating Committee of the Newark Municipal Council to investigate and examine the area of in lieu tax payments received by the City including, but not limited to, Fox Lance Abatements, Limited Dividend Abatements, Ad Valorem payments, any and all tax abatements which have been rescinded prior to the expiration of the tax abatement, and to investigate the appropriate officials, officers and employees in connection with the performance of his or her official duties connected with the area of in lieu payments, and appointing Councilmen Earl Harris, Ralph Grant and Donald Tucker, Chairman; further, said Committee shall have the power to issue subpoenas pursuant to N.J.S.A. 40:48-25 and 2A-67A-1, et. seq.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-be.
(A.S.)

Resolution supporting Continental Airlines application to the United States Department of Transportation for a permanent certificate authority to provide non-stop airline service between the cities of Newark, New Jersey and Paris, France.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

MOTIONS.

7-M-a.

A MOTION PROPOSING THAT THE MUNICIPAL COUNCIL HOST A COMMEMORATION OF DR. MARTIN LUTHER KING, JR.'S BIRTHDAY, NEXT YEAR IN THE COUNCIL CHAMBER FROM JANUARY 15TH THROUGH THE DATE OF ITS NATIONAL CELEBRATION, AND THAT AN ETERNAL FLAME BE ESTABLISHED TO BURN OUTSIDE OF CITY HALL THROUGHOUT THE CELEBRATION PERIOD was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

787
7-M-b.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. SAMUEL KLEIN, FOUNDER AND HEAD OF THE ACCOUNTING FIRM OF SAMUEL KLEIN AND COMPANY, AUDITORS FOR THE CITY OF NEWARK FOR OVER 35 YEARS was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-c.

A MOTION ^{EXPRESSING} PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES J. MOORE, FORMER SENIOR MANAGEMENT OFFICER OF THE NEWARK HOUSING AUTHORITY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-d.

A MOTION COMMENDING OLIVER TAMBO, PRESIDENT OF THE AFRICAN NATIONAL CONGRESS AND GUEST SPEAKER AT THE RIVERSIDE CHURCH IN NEW YORK CITY, ON THE OCCASION OF THE 75TH ANNIVERSARY OF THE AFRICAN NATIONAL CONGRESS was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-e.

A MOTION WARNING THE PUBLIC AND THE PRESS THAT AN IMPOSTOR CLAIMING TO BE COUNCILMAN RONALD RICE HAS BEEN VISITING HOMES IN THE WEST WARD AND ATTEMPTING TO COLLECT FUNDS FOR ALLEGED TAX PAYMENTS; FURTHER ADVISING THE PUBLIC AND THE PRESS THAT THE POLICE HAVE BEEN ASKED TO BE ON THE ALERT FOR ANYONE ATTEMPTING TO DEFRAUD CITIZENS BY POSING AS PUBLIC OFFICIALS was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-f.

A MOTION WELCOMING UNITED STATES REPRESENTATIVE MERVYN M. DYMALLY OF CALIFORNIA TO THE CITY OF NEWARK ON JANUARY 23, 1987 was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-g.

A MOTION DIRECTING THE CITY CLERK TO PREPARE AN ORDINANCE REQUIRING THE CORPORATION COUNSEL TO SUBMIT COPIES OF ALL LEGAL OPINIONS PREPARED BY THE LAW DEPARTMENT TO THE CITY CLERK AND PLACE ON THE FEBRUARY 4, 1987 AGENDA OF THE MUNICIPAL COUNCIL was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-h.

A MOTION ONCE AGAIN REQUESTING THE NEWARK HOUSING AUTHORITY TO REPORT ON ITS EFFORTS TO REMOVE THE DILAPIDATED TAVERN BUILDING AT 120 ELIZABETH AVENUE was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-i.

A MOTION DIRECTING THE POLICE DIRECTOR TO INVESTIGATE THE AREA OF NORTH 6TH AVENUE AND 5TH STREET FOR THE APPARENT DRUG DEALING ACTIVITIES WHICH ARE TAKING PLACE was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received January 7, 1987, enclosing proposed "Ordinance authorizing the Executive Director of the Newark Watershed Conservation and Development Corporation (NWCDC) to execute a contract of Sale between the City of Newark and Museum Development Corporation for premises commonly known as Block 35, Lot 1, in the Township of Hardyston, New Jersey, for \$6,100. plus post-closing adjustments and costs of sale."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 4, 1987 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilmen Grant, Harris, Tucker.

8-b.

The City Clerk presented **Communication from Business Administrator Monteilh**, received January 7, 1987, enclosing proposed "Ordinance providing for the vacation of Stanton Street, as laid out 60 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from its easterly terminus to the line connecting the westerly line of Lot 32 on Block 2780 to the easterly line of Lot 36 on Block 2780."

(Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the February 4, 1987 Calendar of the Municipal Council for first reading was made by Councilman Payne, seconded by President Martinez and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Payne, Rice, Villani, President Martinez.
 Absent During Roll Call: Councilmen Grant, Harris, Tucker.

8-c.

The City Clerk presented **Communication from Business Administrator Monteilh**, received January 8, 1987, enclosing proposed "Ordinance ratifying and authorizing the execution of a lease between Redeemer Lutheran Church, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the sum of \$9,000.00, per year for a period of (One Year)."

(May 1, 1986 to April 30, 1987)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-j, on page 5 in the minutes of this meeting)

8-d.

The City Clerk presented **Communication from Business Administrator Monteilh**, received January 8, 1987, enclosing proposed "Ordinance amending Ordinance 6-S & F-b September 17, 1986, providing for the extension of time for the City to sell the property which is the subject of the vacation of Delancy Street as laid out 60 feet in width on the Map of the Commissioners to lay out streets, avenues and squares, extending from the easterly line of Wheeler Point Road, southeasterly to the Newark Bay (Passaic Rail Line)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 4, 1987 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-e.

The City Clerk presented **Communication from Business Administrator Monteilh**, received January 9, 1987, enclosing proposed "Ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue."

(Adding:

Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 Miles Per Hour)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Director of Engineering Zach met with the Council January 20, 1987.)

783

A motion to return this ordinance to administration was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Carrino, through the chair, directed the City Clerk to communicate with Chief of Property Management Lane requesting the reason for the delay in getting the appraisal of the fair market value of North 7th Street.

/ 8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received January 9, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Law and establishing salaries therefor,' (6-S & F-g) adopted May 4, 1977, as amended and supplemented. (To create the title of Executive Assistant)"

(Executive Assistant
 (35 Hours) \$31,092.20 - \$37,791.63
 (Reclassification of title of current employee due to additional duties.
 Title represented by Essex Council #1 Civil Service Association. Fiscal Impact \$2,048.)
 (Copy of ordinance and correspondence submitted to each Member of the Council))

A motion directing the City Clerk to place this ordinance on the February 4, 1987 Calendar of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received January 12, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating permanent positions, in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977 and amendments thereto, (To create certain position titles)"

	1st Year Minimum	2nd Year Middle	3rd Year Maximum
(Garage Attendant (40 Hours)	\$6.34	\$6.68	\$7.15
Supervisor of Motor Pool (37½ Hours)	\$23,021.68	\$27,982.97	

(New positions in Department of Administration. Fiscal Impact indeterminable since positions will be filled at a later date.)
 (Copy of ordinance and correspondence submitted to each Member of the Council))

A motion to defer action on the ordinance; further directing the City Clerk to invite Business Administrator Monteilh to meet with the Council at their pre-meeting conference February 3, 1987 was made by President Martinez, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received January 12, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To create the title of Principle Clerk Typist)"

(Principal Clerk Typist
 (35 Hours) \$12,167.63 - \$14,790.93)
 (Creating title in Department of General Services. Represented by Essex Council #1 - Civil Service Association. No fiscal impact since will replace a Senior Account Clerk.)
 (Copy of ordinance and correspondence submitted to each Member of the Council))

A motion directing the City Clerk to place this ordinance on the February 4, 1987 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 8-i.

The City Clerk presented **Communication from Business Administrator Monteilh**, received January 12, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To create the title of Specification Writer, Purchasing)."

(Specification Writer,
Purchasing (35 Hours) \$21,043.85 - \$25,579.63)
(Creating new title in Department of Administration. Represented by Essex Council #1 - Civil Service Association. No fiscal impact presented since title is in 1987 Budget to be presented.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 4, 1987 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.
No: Councilmen Carrino, Grant.

Shortly thereafter, Councilman Harris requested to change his vote from the affirmative to the negative.

A motion directing the City Clerk to place this ordinance on the February 4, 1987 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Payne, Rice, Tucker, Villani, President Martinez.
No: Councilmen Carrino, Grant, Harris.

✓ 8-j.

The City Clerk presented **Communication from Business Administrator Monteilh**, received January 12, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977 and amendments thereto. (To create the title of Principle Data Entry Machine Operator, Typing)."

(Principal Data Entry
Machine Operator, Typing
(35 Hours) \$14,790.93 - \$17,314.08)
(Civil Service Reclassification. Represented by Essex Council #1 Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 4, 1987 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 8-k.

The City Clerk presented **Communication from Business Administrator Monteilh**, received January 12, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title and salary range of Supervisor of Data Entry Machine Operations in the Municipal Courts)."

(Supervisor of Data Entry
Machine Operations
(35 Hours) 1/1/86 \$16,002.45 - \$19,088.69)
(Title created in Office of Mayor - Municipal Courts. Represented by Essex Council #1 - Civil Service Association. Supposedly replacing 1 Court Interviewer. No fiscal impact.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Carrino, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Grant, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-1.

The City Clerk presented **Communication from Business Administrator Monteilh**, received January 12, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services,' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Assistant Program Coordinator, Office on Aging in the Department of Health and Human Services)."

(Assistant Program Coordinator,

Office on Aging (35 Hours)

\$25,879.63 - \$31,092.20)

(New title created in Department of Health and Human Services already included in 1987 budget to be presented to Council. No fiscal impact given.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-m.

The City Clerk presented **Communication from His Honor, Mayor Sharpe James**, appointing Mr. Gerald B. Johnson, 90 Lenox Street, Newark, New Jersey 07106, to serve on the Dr. Martin Luther King, Jr. Commemorative Commission, for a three year term and shall serve until his successor is duly appointed.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the appointment of Mr. Gerald B. Johnson, 90 Lenox Street, Newark, New Jersey, 07106, to serve on the Dr. Martin Luther King, Jr. Commemorative Commission for a three year term and shall serve until his successor is duly appointed.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Not Voting: Councilman Carrino.

Absent During Roll Call: Councilman Grant.

President Martinez: This appointment is confirmed.

After Item 8-m-2, a lengthy discussion was held by the Members of the Municipal Council.

A motion to reconsider this communication was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to defer action on the communication and directing the City Clerk to invite Mr. Johnson to meet with the Council at their pre-meeting conference February 3, 1987 was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-m-1.

The City Clerk presented **Communication from His Honor, Mayor Sharpe James**, appointing Ms. Bessie Walker Williams, 2 Nevada Street, Apartment 12S, Newark, New Jersey 07102, to serve on the Dr. Martin Luther King, Jr. Commemorative Commission, for a three year term and shall serve until her successor is duly appointed.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the appointment of Ms. Bessie Walker Williams, 2 Nevada Street, Apartment 12S, Newark, New Jersey, 07102, to serve on the Dr. Martin Luther King, Jr. Commemorative Commission, for a three year term and shall serve until her successor is duly appointed.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

President Martinez: This appointment is confirmed.

Councilmen Harris, Payne, Tucker, Villani requested to change their votes from the affirmative to not voting.

A motion to confirm the appointment of Ms. Bessie Walker Williams, 2 Nevada Street, Apartment 12S, Newark, New Jersey, 07102, to serve on the Dr. Martin Luther King, Jr. Commemorative Commission, for a three year term and shall serve until her successor is duly appointed.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Rice, President Martinez.

No: Councilmen Harris, Payne, Tucker, Villani.

Absent During Roll Call: Councilman Grant.

President Martinez: This appointment failed of confirmation.

After Item 8-m-2, a lengthy discussion was held by the Members of the Municipal Council.

A motion to reconsider this communication was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to defer action on the communication and directing the City Clerk to invite Ms. Williams to meet with the Council at their pre-meeting conference February 3, 1987 was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-m-2.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, appointing Ms. Myra Jacobs, 715 Dr. Martin Luther King, Jr. Boulevard, Apartment 9K, Newark, New Jersey 07103, to serve on the Dr. Martin Luther King, Jr. Commemorative Commission, for a three year term and shall serve until her successor is duly appointed.

(Copy of communication submitted to each Member of the Council)

(Ms. Jacobs met with the Council January 20, 1987.)

A motion to confirm the appointment of Ms. Myra Jacobs, 715 Dr. Martin Luther King, Jr. Boulevard, Apartment 9K, Newark, New Jersey, 07103, to serve on the Dr. Martin Luther King, Jr. Commemorative Commission, for a three year term and shall serve until her successor is duly appointed.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani,

President Martinez.

Absent During Roll Call: Councilman Grant.

President Martinez: This appointment is confirmed.

8-n.
(A.S.)

The City Clerk read An ordinance amending Section 23:5-3.2, Parking Prohibited Between Midnight and 5:00 A.M. for Trucks, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Changing Parking Prohibited Between Midnight and 5:00 A.M. to 11:00 P.M. to 5:00 A.M.)

(For action on this item, see Ordinance 6-F-k, on page 5: in the minutes of this meeting)

January 21, 1987

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- / 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from December 27, 1986 to January 12, 1987:

BINGO LICENSESLICENSEELICENSE NUMBER

Shamrock Friendship Club of St. Patrick's
Pro-Cathedral

9674

RAFFLE LICENSES

None.

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

ADJOURNMENT.


- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

The meeting adjourned at 11:15 P.M.

January 21, 1987

794

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 4:55 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker,
President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Councilmen Rice, Villani.

City Clerk Marasco read letter dated January 22, 1987, from Henry Martinez, President of the Municipal Council, calling a special meeting of the Municipal Council for Tuesday, January 27, 1987, at 12 Noon, or as soon thereafter as practical to consider the following legislation:

Resolution ratifying contract for period December 1, 1986 to January 27, 1987; further, authorizing Business Administrator to enter into contract with Top Line Specialties, Inc., 687 Frelinghuysen Avenue, Newark and A. Lembo Body, Inc., 76 Riverside Avenue, Newark, lowest responsible bids received, in accordance with bid specifications, for Providing the Mounting of Snow Plow "A" Frames, for period January 28, 1987 to November 30, 1987; for sum not to exceed \$150,000. for both contracts; \$75,000. encumbered in 1986 Reserves of Department of Engineering; additional expenditures are contingent upon and subject to appropriation and certification of funds. (7-R-ba, deferred January 21, 1987)

Resolution ratifying contract for period December 1, 1986 to January 27, 1987; further, authorizing Business Administrator to enter into contract with Top Line Specialties, Inc., 687 Frelinghuysen Avenue, Newark, lowest responsible bid received in accordance with bid specifications, for Providing Snow Plow Repairs and Parts, for period January 28, 1987 to November 30, 1987; for sum not to exceed \$150,000.; \$40,000. encumbered in 1986 Reserves of the Department of Engineering; additional expenditures are contingent upon and subject to appropriation and certification of funds. (7-R-bb deferred January 21, 1987)

Resolution rescinding in its entirety a "Resolution authorizing City of Newark to convey a Bargain and Sale Deed for the nominal consideration of \$1. to Board of Education of the City of Newark (also known as the Board of Education of Newark in the County of Essex) premises known as Nos. 489-599 Irvington Avenue, Block 4274, Lot 3. (Has not been leased by the City of Newark to Colony Centers, Inc.) (To be used for educational purpose)," adopted February 15, 1978, 7-R-be)

President Martinez stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on January 22, 1987, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

- 7-R-a. (S) Resolution ratifying contract for period December 1, 1986 to January 27, 1987; further, authorizing Business Administrator to enter into contract with Top Line Specialties, Inc., 687 Frelinghuysen Avenue, Newark and A. Lembo Body, Inc., 76 Riverside Avenue, Newark, lowest responsible bids received, in accordance with bid specifications, for Providing the Mounting of Snow Plow "A" Frames, for period January 28, 1987 to November 30, 1987; for sum not to exceed \$150,000. for both contracts; \$75,000. encumbered in 1986 Reserves of Department of Engineering; additional expenditures are contingent upon and subject to appropriation and certification of funds.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, President Martinez.

Absent: Councilmen Rice, Villani.

- 7-R-b. (S) Resolution ratifying contract for period December 1, 1986 to January 27, 1987; further, authorizing Business Administrator to enter into contract with Top Line Specialties, Inc., 687 Frelinghuysen Avenue, Newark, lowest responsible bid received in accordance with bid specifications, for Providing Snow Plow Repairs and Parts, for period January 28, 1987 to November 30, 1987; for sum not to exceed \$150,000.; \$40,000. encumbered in 1986 Reserves of the Department of Engineering; additional expenditures are contingent upon and subject to appropriation and certification of funds.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, President Martinez.

Absent: Councilmen Rice, Villani.

- 7-R-c. (S) Resolution rescinding in its entirety a "Resolution authorizing City of Newark to convey a Bargain and Sale Deed for the nominal consideration of \$1. to Board of Education of the City of Newark (also known as the Board of Education of Newark in the County of Essex) premises known as Nos. 489-599 Irvington Avenue, Block 4274, Lot 3. (Has not been leased by the City of Newark to Colony Centers, Inc.) (To be used for educational purpose)."

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, President Martinez.

Absent: Councilmen Rice, Villani.

MOTIONS.

- 7-M-a. (S) A MOTION DIRECTING CORPORATION COUNSEL TO IMMEDIATELY INSTITUTE SUIT TO ENJOIN THE NEWARK BOARD OF EDUCATION FROM DISPOSING PROPERTY KNOWN AS 489-599 IRVINGTON AVENUE, BLOCK 4274, LOT 3, FOR OTHER THAN EDUCATIONAL PURPOSES was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, President Martinez.

Absent: Councilmen Rice, Villani.

January 27, 1987

ADJOURNMENT.

797

12-a. (S)

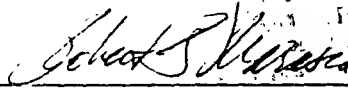
A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, President Martinez.

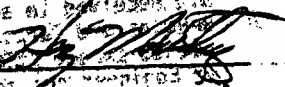
Absent: Councilmen Rice, Villani.

This meeting adjourned at 5:00 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

Newark, New Jersey, February 4, 1987

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:20 P. M.

798

The audience arose for the National Anthem.

The invocation was offered by Reverend Benjamin F. Johnson, Metropolitan Baptist Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilman Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Ayesha Freeman, Lieutenant Raymond Gilhooly and Detective James Reed, Sergeants-At-Arms.

Absent: Councilman Payne.

Councilman Harris, on behalf of the Members of the Municipal Council bestowed health and happiness to Reverend and Mrs. Benjamin F. Johnson.

President Martinez read the following letter from Councilman Payne:



DONALD M. PAYNE
COUNCILMAN-SOUTH WARD
CITY HALL
NEWARK, N. J. 07102

(201) 733-8043

February 4, 1987

Hon. Henry Martinez
President
Newark Municipal Council
920 Broad Street
Newark, New Jersey 07102

Dear Council President Martinez:

I will be unable to attend today's regularly scheduled Council meeting. My aunt, Betty Fowlkes, passed away on January 31 and her funeral is being held today at 1:00 p.m.

Respectfully,

Donald M. Payne

DMP/mj

FEBRUARY 4, 1987

799

President Martinez stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on January 26, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to consider Resolution 7-R-cb at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

/ 7-R-cb.

Resolution expressing profound sorrow and regret at the death of Samuel Klein, founder of the external auditing firm for the City of Newark and outstanding humanitarian.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, for Samuel Klein.

Mr. Jerome Fein, Registered Municipal Accountant, of the firm of Samuel Klein and Company, accepted the resolution on behalf of Samuel Klein and expressed his appreciation for this recognition.

A motion to consider Resolution 7-R-ch (A.S.) at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

/ 7-R-ch.
(A.S.)

Resolution recognizing and commending Milan E. Johnson for his outstanding service as Acting Business Administrator of the City of Newark during the first six months of the new City Administration.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

Councilman Tucker read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Milan E. Johnson.

Mr. Johnson expressed his pleasure to the Members of the Municipal Council for honoring him with the presentation of this resolution.

A motion to consider Resolution 7-R-bd at this time was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

✓ 7-R-bd.

Resolution recognizing and commending Mr. Caesar Casale, Principal of First Avenue School, for his contributions to the Newark Community.

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

Councilman Carrino read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Mr. Caesar Casale.

Mr. Casale expressed his gratitude to the Members of the Municipal Council for honoring him with the presentation of this resolution.

A motion to consider Resolution 7-R-bc at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

✓ 7-R-bc.

Resolution recognizing and commending the 1986 Barringer High School Football Team for its outstanding athletic achievements.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

Councilman Carrino read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to the Principal, Football coaches, and Football Team Members of Barringer High School.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

✓ 4-a.

The City Clerk presented Copy of Special Meeting of North Jersey District Water Supply Commission, Selection of Insurance Administrator, held December 4, 1986.

A motion that the Copy of the Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

✓ 4-b.

The City Clerk presented Copy of Minutes of Meeting of North Jersey Water Supply Commission, Manaque - South, held December 11, 1986.

A motion that the Copy of the Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

801

4-c.

The City Clerk presented **Copy of Minutes of Meeting of North Jersey Water Supply Commission, Manaque - North, held December 11, 1986.**

A motion that the Copy of the Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

4-d.

The City Clerk presented **Copy of Minutes of Meeting of the Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held December 18, 1986.**

A motion that the Copy of the Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

4-e.

The City Clerk presented **Copy of Minutes of Meeting of the Housing Authority of the City of Newark, held December 18, 1986.**

A motion that the Copy of the Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The City Clerk read **An ordinance amending Section 23:15-1, Stop Intersections, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersections of Springdale Avenue and North 9th Street and Delavan Avenue and North 7th Street.**

(Springdale Avenue and North 9th Street

Stop Signs shall be installed on North 9th Street

Delavan Avenue and North 7th Street

Stop Signs shall be installed on North 7th Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

6-F-b.

The City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Avon Avenue and Irvine Turner Boulevard.

(Intersection
Avon Avenue and Irvine Turner Boulevard

Right Turn on Red Prohibition
All Right Turns)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 18, 1987.

6-F-c.

The City Clerk read An ordinance amending Section 23:15-1, Stop Intersections, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersections of Abington Avenue and Ridge Street, Berkeley Avenue and Ridge Street, Berkeley Avenue and Parker Street, Delavan Avenue and Parker Street.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 18, 1987.

6-F-d.

The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Meeker Avenue as a through street.

(Meeker Avenue: Between Elizabeth Avenue and Frelinghuysen Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

803

6-F-e.

The City Clerk read An ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turn prohibitions on Rector Street at McCarter Highway.

(Adding: East on Rector Street to north on McCarter Highway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

6-F-f.

The City Clerk read An ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Land Use Control,' (6-S & F-ba) adopted July 16, 1986 as amended (To create certain position titles).

(Assistant Chief Sanitary Inspector,	7/14/86	\$20,724.32 -	\$25,189.59
Environmental Sanitation	1/1/87	21,760.53 -	26,449.06
(40 Hours)	1/1/88	22,848.55 -	27,771.51

Chief Sanitary Inspector,	7/14/86	23,989.98 -	29,160.78
Environmental Sanitation	1/1/87	25,189.47 -	30,618.81
(40 Hours)	1/1/88	26,448.94 -	32,149.75

Housing Inspector	7/14/86	19,156.06 -	22,848.81
(40 Hours)	1/1/87	20,113.86 -	23,991.25
	1/1/88	21,119.55 -	25,190.81

Sanitary Inspector	7/14/86	19,156.06 -	22,848.81
(40 Hours)	1/1/87	20,113.86 -	23,991.25
	1/1/88	21,119.55 -	25,190.81

(Creating titles in Department of Land Use Control for transfers from Department of Health and Human Services. No fiscal impact since employees are now on payroll. Represented by Inspectors Union)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Director of Land Use McLucas met with the Council January 6, 1987)

A motion to defer action on the ordinance and directing the City Clerk to invite His Honor, Mayor Sharpe James to meet with the Council at their pre-meeting conference February 17, 1987 was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

6-F-g.

The City Clerk read An ordinance authorizing the Executive Director of the Newark Watershed Conservation and Development Corporation (NWCDC) to execute a contract of Sale between the City of Newark and Museum Development Corporation for premises commonly known as Block 35, Lot 1, in the Township of Hardyston, New Jersey, for \$6,100. plus post-closing adjustments and costs of sale.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 18, 1987.

6-F-h.

The City Clerk read An ordinance providing for the vacation of Stanton Street, as laid out 60 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from its easterly terminus to the line connecting the westerly line of Lot 32 on Block 2780 to the easterly line of Lot 36 on Block 2780.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 18, 1987.

6-F-i.

The City Clerk read An ordinance amending Ordinance 6-S & F-b September 17, 1986, providing for the extension of time for the City to sell the property which is the subject of the vacation of Delancy Street as laid out 60 feet in width on the Map of the Commissioners to lay out streets, avenues and squares, extending from the easterly line of Wheeler Point Road, southeasterly to the Newark Bay (Passaic Rail Line).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 18, 1987.

6-F-j.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6-S & F-g) adopted May 4, 1977, as amended and supplemented. (To create the title of Executive Assistant)

(Executive Assistant

(35 Hours)

\$31,092.20 - \$37,791.63

(Reclassification of title of current employee due to additional duties.

Title represented by Essex Council #1 Civil Service Association. Fiscal Impact \$2,048.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

805

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Rice.

Councilman Tucker stated he recognizes there will be some savings involved but there is a Civil Service challenge in reference to this title. What is going to happen in the future all permanent Civil Service titles, that were abolished by the Council, are currently before the Civil Service Commission. Had he known about this originally he would have voted in the negative.

A motion to adopt the ordinance on first reading was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

No: Councilman Tucker.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are one and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on February 18, 1987.

√ 6-F-k.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To create the title of Principle Clerk Typist)

(Principal Clerk Typist
(35 Hours)

\$12,167.63 - \$14,790.93)

(Creating title in Department of General Services. Represented by Essex Council #1 - Civil Service Association. No fiscal impact since will replace a Senior Account Clerk.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Rice.

Councilman Tucker stated since the City is now faced with a fiscal crisis, it is his intention to vote in the negative on the creation of all new positions since these new positions would place an added burden on the taxpayers.

The motion to adopt the ordinance on first reading was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani, President Martinez.

No: Councilman Tucker.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are one and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 18, 1987.

6-F-1.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To create the title of Specification Writer, Purchasing).

(Specification Writer,
Purchasing (35 Hours) \$21,043.85 - \$25,579.63)

(Creating new title in Department of Administration. Represented by Essex Council #1 - Civil Service Association. No fiscal impact presented since title is in 1987 Budget to be presented.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker.

Councilman Tucker stated since the City is now faced with a fiscal crisis, it is his intention to vote in the negative on the creation of all new positions since these new positions would place an added burden on the taxpayers.

The motion to adopt the ordinance on first reading was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani,

President Martinez.

No: Councilman Tucker.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are one and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 18, 1987.

6-F-m.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto. (To create the title of Principle Data Entry Machine Operator, Typing).

(Principal Data Entry
Machine Operator, Typing
(35 Hours) \$14,790.93 - \$17,314.08)

(Civil Service Reclassification. Represented by Essex Council #1 Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Carrino.

Councilman Tucker stated since the City is now faced with a fiscal crisis, it is his intention to vote in the negative on the creation of all new positions since these new positions would place an added burden on the taxpayers.

The motion to adopt the ordinance on first reading was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani,

President Martinez.

No: Councilman Tucker.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are one and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on February 18, 1987.

President Martinez stated some of the titles Council just adopted are not creations of new positions but Civil Service reclassification.

807

6-F-n.
(A.S.)

The City Clerk read **An ordinance repealing Title 23:5-3.2, Parking Prohibited between Midnight and 5:00 A. M. for Trucks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.**

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading and directing the City Clerk to invite Corporation Counsel Grant to a future Special Conference was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on February 18, 1987.

6-F-o.

The City Clerk read **An ordinance amending Title 23:5-3.1, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by imposing a minimum fine of \$100.00 but not to exceed \$1,000.00)**

Parking prohibited at any time for trucks, truck cabs, truck trailers and buses exceeding 4 tons in weight or capacity.)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading and directing the City Clerk to invite Corporation Counsel Grant to a future special conference was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on February 18, 1987.

A motion to consider Item 8-e on Ordinances on First Reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

6-F-p.
(A.S.)

The City Clerk read **An Ordinance requiring the Corporation Counsel to submit copies of all Legal Opinions prepared by the Law Department to the City Clerk.**

(Applies to all legal opinions without regard to the source of the original request for their preparation. Completed copy of each opinion is to be transmitted to City Clerk within 48 hours of its issuance by Department of Law.)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on February 18, 1987.

ORDINANCES ON PUBLIC HEARING, SECOND AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

✓ 6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 17, Offenses, Miscellaneous, Chapter 2, Disorderly Conduct, Section 23, Smoking Prohibited Places: Penalty, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Newark R.O. 17:2-23). (To amend the current ordinance to conform with P.L. 1985, Chapter 381, Regulating Smoking in Public Buildings).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 17, Offenses, Miscellaneous, Chapter 2, Disorderly Conduct, Section 23, Smoking Prohibited Places: Penalty, (R.O. 17:2-23) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended and supplemented, to read in its entirety as follows:

17:2-23. Smoking in prohibited places; penalty.

(a) The term "smoking" shall mean the burning of a lighted cigar, cigarette, pipe or any other matter or substance which contains tobacco.

(b) Smoking shall be prohibited:

(1) In or upon any part of any street car or bus used in the transportation of passengers upon any of the streets within the boundaries of the City of Newark;

(2) In any polling place during the hours when a primary, general, municipal or special election is being conducted thereon;

(3) In or upon any private or public elevator;

(4) In any room, chamber, place of meeting or public assembly while a public meeting which has been convened under the auspices of the City of Newark, and to which the public is invited, solicited or legally entitled to attend, is in progress;

(5) In any City of Newark municipal office which is open to the general public; and

(6) In any library, indoor theatre, museum, lecture or concert hall, indoor gymnasium or recreational facility owned or operated by the City of Newark.

(c) The owner of any building in which there is an elevator, or the owner of any street car or bus shall cause to be posted a notice in red lettering with a white background informing the public in English and in Spanish that smoking in that elevator or street car or bus is prohibited and a violation of City Ordinance.

803

(d) All areas designated in sections (b)(4) through (6) of this ordinance as non-smoking areas shall be clearly identified by signs which read either "Smoking Prohibited" or display the international symbol for "No Smoking." Said signs shall be printed with letters which are at least one (1) inch in height and are a color which contrasts with the sign.

(e) Any person who violates sections (b)(1) through (3) and section (c) of this Ordinance, upon conviction thereof shall be punished by a fine not to exceed fifty dollars (\$50.00).

(f) Any person who violates sections (b)(4) through (6) of this Ordinance, upon refusal to stop smoking, may be denied governmental services being performed in that location, provided that a notice of refusal of service is included on the signs posted in conformance with section (d) above. Additionally, any person who violates sections (b)(4) through (6) of this Ordinance, upon conviction thereof shall be punished by a fine not to exceed twenty-five dollars (\$25.00).

Section 2. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create certain titles in the Department of Health and Human Services).

(Six new titles being created in Department of Health and Human Services. Titles will be represented by Essex Council #1, Civil Service Association. Fiscal impact indeterminable at this time.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services", (6S&FY) adopted July 16, 1986, as amended and supplemented to create the following positions as follows, to wit:

<u>POSITIONS</u>	<u>Annual Minimum Salary</u>	<u>Annual Maximum Salary</u>
Administrative Officer A236 (35 Hrs.)	\$25,209.80	\$30,644.25
Comprehensive Planner A532 (35 Hrs.)	\$18,179.22	\$22,096.13
Principal Program Analyst A405 (35 Hrs.)	\$18,939.45	\$23,021.68
Project Coordinator, Office of Aging A523 (35 Hrs.)	\$25,381.25	\$30,850.71
Senior Comprehensive Planner A426 (35 Hrs.)	\$21,925.41	\$26,650.31
Supervisor, Adult Health A528 (35 Hrs.)	\$29,611.44	\$35,992.43

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Carrino.

Councilman Tucker stated since the City is now faced with a fiscal crisis, it is his intention to vote in the negative on the creation of all new positions since these new positions would place an added burden on the taxpayers.

The motion to close the hearing and adopt the ordinance on second reading and final passage was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Villani,
President Martinez.

No: Councilman Tucker.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are one and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

811

Ordinance ratifying and authorizing the execution of a lease between Redeemer Lutheran Church, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the sum of \$9,000.00, per year for a period of (One Year.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the premises commonly known as 664 Broadway, Block 731, Lot 1, on the official Tax Maps and Tax Duplicate (year 1985), of the City of Newark, New Jersey, is needed for public purposes; and

WHEREAS, the City of Newark, Tenant, and Redeemer Lutheran Church, Landlord, desires to enter into a lease agreement for the premises commonly known as 664 Broadway, Block 731, Lot 1, for a period beginning May 1, 1986 and ending April 30, 1987 for the sum of \$9,000.00.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Municipal Council of the City of Newark hereby ratifies the lease agreement between the City of Newark, Tenant, and Redeemer Lutheran Church, Landlord, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the period beginning May 1, 1986 to the adoption of this Ordinance.

Section 2. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with Redeemer Lutheran Church, Landlord, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, pursuant to N.J.S.A. 40A:12-15, from the date of adoption of this Ordinance to April 30, 1987.

Section 3. The City of Newark shall, as consideration for said lease agreement, pay the owner the sum of \$9,000.00 in equal monthly installments of \$750.00, for the term of this lease, beginning May 1, 1986 and ending April 30, 1987.

Section 4. A copy of the lease agreement is attached hereto and made a part hereof.

Section 5. A copy of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk and by the Business Administrator.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

812

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-3.2, Parking Prohibited Between Midnight and 5:00 A.M. for Trucks, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-3.2, Parking Prohibited Between Midnight and 5:00 a.m. for Trucks, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended to read as follows:

23:5-3.2 PARKING PROHIBITED BETWEEN 11:00 P.M. AND 5:00 A.M. FOR COMMERCIAL VEHICLES

(a) No person shall park any commercial vehicle on any street in the City between the hours of 11:00 p.m. and 5:00 a.m.

(b) Nothing within this ordinance shall be construed as preventing commercial vehicles from making deliveries of merchandise or other property, or prohibiting any truck used by public utility companies in connection with construction, installation, operation or maintenance of public utility facilities from parking during such hours.

(c) The fine for violation of this ordinance shall be \$250.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to correct the title of, and to supplement, an ordinance adopted January 15, 1986 (6-S & F-a), entitled, "An ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 13, Procedures for Application, Approval and Administration of Tax Abatement Agreements"; and to repeal Ordinance 6-S & F-i adopted August 6, 1986.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

(Mr. Richard Schoon, President, Newark Chamber of Commerce, Mr. Alfred Faiella, Executive Director, Newark Economic Development Corporation, and Mr. Leo Schwarz, Assistant Corporation Counsel met with the Council January 27, 1987)

A motion to defer action on the ordinance was made by Councilman Harris, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

6-S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance amending Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking at certain times on Malvern Street.

(Malvern Street, North side, beginning 57 feet west of the westerly curblin of Pulaski Street and extending 55' westerly therefrom. From 8:00 A. M. to 5:00 P. M., Monday thru Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

(Public Hearing Closed)

(Director of Engineering Zach met with the Council January 20, 1987)

A motion directing the City Clerk to return the ordinance to Administration was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

A motion to remove from the table Ordinance 6-S & F-e "Ordinance to amend an ordinance entitled 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title and salary range for Secretary to Judge in the the Municipal Courts)" (January 21, 1987) was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

6-S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

February 4, 1987

Ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title and salary range for Secretary to Judge in the Municipal Courts)" 814

(Secretary to Judge 3153 (35 Hours)) \$19,088.69 - \$23,196.02

(Creating title in the Municipal Courts. Title will be represented by Essex Council #1 Civil Service Association. No fiscal impact figure supplied.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)
(Ordinance tabled January 21, 1987)
(Ordinance removed from the table February 4, 1987)

Councilman Tucker stated since the City is now faced with a fiscal crisis, it is his intention to vote in the negative on the creation of all new positions since these new positions would place an added burden on the taxpayers.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Harris, Rice, Villani, ~~President~~ Martinez.

No: Councilman Carrino, Tucker.

Not Voting: Councilman Branch.

Absent: Councilman Payne.

President Martinez: The yeses are five, the noes are two, one not voting and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to Newark residents receiving Tax Abatements.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

Resolution designating nine (9) banks as Depositories for funds of the City of Newark, New Jersey. (Broad National Bank-Newark, City National Bank of New Jersey-Newark, Howard Savings Bank-Newark, First Fidelity Bank of New Jersey-Newark, First Jersey National Bank-Jersey City, Midlantic National Bank-Newark, New Jersey Cash Management Fund-Trenton, Hudson City Savings Bank-Paramus and Carteret Savings Bank-Newark) and authorizing investment of idle monies through effective December 31, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Harris, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-b.

Resolution denying granting five year tax exemption on improvement of property at 99 Evergreen Avenue, Block 3775, Lot 10, owned by CMS Realty, L.P., application was not filed and received by the Tax Assessor within 60 days after completion of said improvements as required by N.J.S.A. 54-4-3.98.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Grant and Tax Assessor Frisina met with the Council February 3, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

815
7-R-c.

Resolution declaring an emergency exists as to an "Ordinance ratifying and authorizing the execution of a lease between Redeemer Lutheran Church, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the sum of \$9,000.00, per year for a period of One Year," Ordinance 6-Ph, S & F-c being finally adopted February 4, 1987 and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with N.J.S.A. 40:69A-181(b)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-d.

Resolution authorizing Director of Engineering to execute contract with Mount Hope Rock Products, Inc., 625 Mount Hope Road, Wharton, New Jersey 07885, lowest responsible bid submitted, for Contract 86-36, Street Resurfacing Throughout the City of Newark, for total sum of \$489,192.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project, in net amount not to exceed additional \$7,500.; funds provided in 1986 Operating Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-e.

Resolution rejecting bids submitted by Dujets Tree Experts for Sections J, L, W, X, Y & Z, since bids exceeded amount of funds available; further authorizing Director of Engineering to rebid this portion of the contract; further authorizing Director of Engineering to execute Contract with Greenwood Tree Experts, 3633 Hill Road, Parsippany, New Jersey 07054, lowest responsible bid submitted for Contract 86-39 for Tree Pruning Throughout the City of Newark, for Section A-900 Trees-\$30,600.; Section H-1100 trees-\$26,400.; Section M-500 Trees-\$16,000.; Section P-865 Trees-\$20,760.; totalling \$93,760.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$7,500.; \$37,770. available in 1986 Operating Budget; \$55,990. to be obtained from 1987 Temporary Budget when funds become available.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-f.

Resolution ratifying contract for period June 1, 1986 to February 4, 1987; further authorizing Director of Health and Human Services to enter into contract with St. Ann's Day Care Center-\$56,160.25 and Walter White Day Care Center-\$25,593.75, to provide childhood day care services, for period February 5, 1987 to May 31, 1987; maximum amount to be paid is \$81,754.; funds available from 1986 Operating Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-g.

Resolution amending Resolution 7-R-da (A.S.) October 1, 1986, contract with 12 contractors, for provision of necessary elements of food components of the WIC Program, for period October 1, 1986 to September 30, 1987, by deleting Pathmark, 327 Lyons Avenue, as a contractor, due to change in name of facility and adding Maybrook Food Corp. (T/A Key Foods), 327 Lyons Avenue, to reflect new name of establishment; all other provisions to remain unchanged.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-h.

Resolution authorizing Director of Health and Human Services to apply for funds from New Jersey State Department of Health, Division of Local and Community Health Services, to continue implementing the Women, Infants and Children's Supplemental Feeding Program (WIC), for period October 1, 1986 to September 30, 1987, total budget for said application is \$726,006.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-i.

Resolution ratifying contract for period October 1, 1986 to February 4, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with New Jersey State Department of Health, for the Women, Infants and Children's Supplemental Feeding Program (WIC), for period February 5, 1987 to September 30, 1987; total budget for said program is \$540,600.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-j.

Resolution ratifying contract for period January 1, 1987 to February 4, 1987; further authorizing Business Administrator to enter into contract with Raymond D. Egatz, 44 Cedar Cliff Drive, Wayne, New Jersey, 07470, only responsible bid received, To Provide Computer Training Services for Engineering (TRS-80 Computer), for period February 5, 1987 to December 31, 1987; contract shall not exceed \$80,000.; \$10,000. encumbered from 1986 Adopted Budget; expenditure of funds for remainder of contract subject to appropriation of funds in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Director of Engineering Zach to meet with the Council at their pre-meeting conference February 17, 1987 was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-k.

Resolution authorizing the Mayor and Business Administrator to execute a Labor Agreement on behalf of the City of Newark and Local No. 6, International Federation of Health Professionals (I.F.H.P.) for the period January 1, 1987 through December 31, 1989.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-l.

Resolution ratifying contract for period December 8, 1986 to February 4, 1987; further authorizing Acting Director of Development to enter into and execute contract with Theater of Universal Images Inc., a New Jersey non-profit corporation, for purpose of providing cultural services to the economically disadvantaged population of Newark in accordance with Title I eligible activities, for period February 5, 1987 through February 28, 1987, in amount of \$25,000.; funds provided from H.C.D.A. FY XI.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-m.

Resolution ratifying contract for period February 1, 1987 to February 4, 1987; further authorizing Acting Director of Development to enter into and execute contract with Integrity Inc., a New Jersey non-profit corporation, for purpose of rehabilitating house located at 105 Lincoln Park, in accordance with Title I eligible activities, for period February 5, 1987 through February 28, 1988, in amount of \$70,000.; funds provided from H.C.D.A. FY XII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, Acting Director of Development Lucas and Zoning Officer Krieger to meet with the Council at their pre-meeting conference February 17, 1987 was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-n.

Resolution ratifying contract for period February 1, 1987 to February 4, 1987; further authorizing Acting Director of Development to enter into and execute contract with the Leaguers Inc., a New Jersey non-profit corporation, for purpose of rehabilitating 750 Clinton Avenue, to service low and moderate income residents in area, in accordance with Title I eligible activities, for period February 5, 1987 through February 28, 1988, in amount of \$50,000.; funds provided from H.C.D.A. FY XII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

✓ 7-R-o.

Resolution authorizing Director of Finance to issue and deliver check in amount of \$5,000., payable to Board of Education, 2 Cedar Street, Newark, by Vickie A. Donaldson, General Counsel, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County seeking recovery for property damage allegedly caused as result of negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council February 3, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

✓ 7-R-p.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$110,560.31, Municipal Tonnage Grant.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

✓ 7-R-q.

Temporary emergency resolution appropriating \$110,560.31, Municipal Tonnage Grant; said emergency funds shall be provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

✓ 7-R-r.

Resolution authorizing transfer of Housing and Community Development Act, Third Year, Fourth Year, Sixth Year, Seventh Year (HCDA III, IV, VI, VII) Various Programs-\$250,000., to Housing and Community Development Act, Eleventh Year (H.C.D.A. XI) Neighborhood Improvement Program, Other Expenses-\$250,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

✓ 7-R-s.

Resolution authorizing transfer of Housing and Community Development Act, Fourth Year, Seventh Year (H.C.D.A. IV, VII), Various Programs-\$51,028., to Housing and Community Development Act, Eleventh Year (H.C.D.A XI) Rehabilitation Utilization, Other Expenses-\$51,028.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-t.

Resolution authorizing transfer of Housing and Community Development Act, Twelfth Year (H.C.D.A. XII), Division of Housing Assistance, Salaries and Wages-\$7,788., Planning Project, Salaries and Wages-\$30,370., totalling \$38,158., to Development, Director's Office, Salaries and Wages-\$38,158.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-u.

Resolution authorizing Law Department to accept and record deed for premises 107 South 9th Street, Block 1827, Lot 15, from Urban Development Resources of Newark, Inc., a non-profit corporation; Urban Development Resources voluntarily dissolved its corporation and conveyed title to City for \$1.00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez directed the City Clerk to forward proper notices calling for a Special Meeting of the Municipal Council on February 10, 1987 with respect to Resolution 7-R-u.

7-R-v.

Resolution authorizing Law Department to accept and record deed for premises 138 South 8th Street, Block 1811, Lot 53, from Urban Development Resources of Newark, Inc., a non-profit corporation; Urban Development Resources voluntarily dissolved its corporation and conveyed title to City for \$1.00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez directed the City Clerk to forward proper notices calling for a Special Meeting of the Municipal Council on February 10, 1987 with respect to Resolution 7-R-v.

7-R-w.

Resolution authorizing transfer of Housing and Community Development Act, Twelfth Year, (H.C.D.A. XII), Housing Development Fund, Other Expenses-\$18,708., to Division of Housing Assistance, Other Expenses-\$46,292.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-x.

Resolution ratifying and authorizing Business Administrator to enter into contract with Pentamotion Enterprises, Inc., One Bethlehem Plaza, Bethlehem, Pa., 18019, only responsible bid received, to Provide Maintenance on IBM 4341/2 Central Processing Unit, for period January 1, 1986 to December 31, 1986, in amount of \$12,120.; funds encumbered in 1985 Adopted Budget of Data Processing Division.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez directed the City Clerk to forward proper notices calling for a Special Meeting of the Municipal Council on February 10, 1987 with respect to Resolution 7-R-x.

7-R-y.

Resolution authorizing the Mayor and Acting Business Administrator to execute a Labor Agreement on behalf of the City of Newark and the Superior Officers' Association of Newark, New Jersey, Inc., for the period January 1, 1983 through December 31, 1984.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-z.

Resolution authorizing Mayor and Director of Health and Human Services to file application with the United States Department of Housing and Urban Development for an Emergency Shelter Grants Program entitlement, in amount of \$36,000. for fiscal year 1987, under the Homeless Housing Act of 1986; expenditure of municipal funds not required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-ba.

Resolution amending Resolution 7-R-bq, June 5, 1974, by changing Stopping or Standing Prohibitions along State Highway Route New Jersey 21 (McCart Highway); further deleting Stopping and Standing along both sides of State Highway Route New Jersey 21 (McCart Highway); pursuant to Section 39:4-8 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

821
7-R-bb.

Resolution authorizing Director of Engineering to enter into agreement with Conrail, whereby Conrail will perform necessary construction, under authorization of New Jersey Department of Transportation, of connecting two existing sections of Delancy Street to facilitate improved traffic flow and drainage; City will reimburse Conrail for said construction work in amount of \$181,720.; funds available in Capital Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-bc.

Resolution recognizing and commending the 1986 Barringer High School Football Team for its outstanding athletic achievements.

(For action on this resolution, see page 3 in the minutes of this meeting)

7-R-bd.

Resolution recognizing and commending Mr. Caesar Casale, Principal of First Avenue School, for his contributions to the Newark Community.

(For action on this resolution, see page 3 in the minutes of this meeting)

7-R-be.

Resolution approving Tax Abatement and Financial Agreement for Gateway South Urban Renewal Association, an Urban Renewal Corporation, for proposed project on land identified on the Official Tax Map of the City of Newark as 238-300 Market Street, (Block 161, Lot 1), for a proposed project to erect seven-level parking garage with pedestrian bridge over Market Street connecting parking garage to extending Three Gateway Center Garage, granting exemption from taxation for period of not more than 20 years from date of execution of the financial agreement pursuant to this Resolution or earlier, at the end of fifteen years of operation of said project and only so long as the entity and its project are subject to, and comply with said Financial Agreement and that said Urban Renewal Corp., and Association Law of 1961 as amended and supplemented and upon further condition that the entity does not file a petition of tax appeal for the premises on which the project is located, except as the Financial Agreements permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

✓ 7-R-bf.

Resolution authorizing transfer of reserve funds from Office of the Mayor and Agencies, Office of Mayor, Miscellaneous-\$3,150., to Services by Contract or Agreement-\$1,000., Materials and Supplies-\$2,150., totalling \$3,150.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

✓ 7-R-bg.

Resolution authorizing transfer of reserve funds from Department of Finance, Director's Office, Personnel Services-\$50,000., Accounts and Controls, Personnel Services-\$50,000., totalling \$100,000., to Director's Office, Services by Contract or Agreement-\$100,000.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

✓ 7-R-bh.

Resolution authorizing transfer of reserve funds from Department of Engineering, Office of Director, Services by Contract or Agreement-\$5,700., to Equipment-\$5,700.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

February 4, 1987

7-R-bi.

Resolution authorizing transfer of reserve funds from Department of General Services, Division of Public Buildings, Materials and Supplies-\$40,000., to Services by Contract or Agreement-\$40,000.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-bj.

Resolution authorizing transfer of reserve funds from Department of Administration, Division of Taxicab, Services by Contract or Agreement-\$4,192., Materials and Supplies-\$121., totalling \$4,313., to Department of Police, Division of Taxicab, Services by Contract or Agreement-\$4,192., Materials and Supplies-\$121., totalling \$4,313.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-bk.

Resolution authorizing transfer of reserve funds from Police Department, Division of Police, Materials and Supplies-\$43,000., to Equipment-\$43,000.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-bl.

Resolution authorizing transfer of reserve funds from Office of Mayor and Agencies, Municipal Courts, Personnel Services-\$13,000., to Affirmative Action, Personnel Services-\$13,000.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-bm.

Resolution authorizing transfer of reserve funds from Department of Health and Human Services, Division of Community Health, Services by Contract or Agreement-\$29,362., to Director's Office, Services by Contract or Agreement-\$5,000., Division of Community Health, Materials and Supplies-\$24,362., totalling \$29,362.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-bn.

Resolution authorizing transfer of reserve funds from Department of Health and Welfare, Division of Inspections, Personnel Services-\$66,057., Department of Health and Human Services, Division of Community Health, Personnel Services-\$4,142., totalling \$70,199., to Department of Health and Human Services, Division of Environmental Health, Personnel Services-\$70,199.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-bo.

Resolution authorizing transfer of reserve funds from Office of Mayor and Agencies, Central Planning Board, Services by Contract or Agreement-\$2,501., to Department of Land Use Control, Office of Boards and Commissions, Services by Contract or Agreement-\$2,501.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-bp.

Resolution authorizing transfer of reserve funds from Department of Land Use Control, Office of Boards and Commissions, Equipment- \$1,000., to Services by Contract or Agreement-\$1,000.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-bq.

Resolution authorizing transfer of reserve funds from Department of Land Use Control, Division of Inspections and Enforcement, Personnel Services-\$27,134., to Division of Permits and Licenses, Personnel Services-\$27,134.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-br.

Resolution authorizing transfer of reserve funds from Department of Land Use Control, Division of Inspections and Enforcement, Personnel Services-\$16,581., to Services by Contract or Agreement-\$7,100., Materials and Supplies-\$5,000., Equipment-\$4,481., totalling \$16,581.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-bs.

Resolution authorizing transfer of reserve funds from Department of Land Use Control, Director's Office, Services by Contract or Agreement-\$3,200., to Equipment-\$3,200.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-bt.

Resolution authorizing transfer of reserve funds from Department of Land Use Control, Director's Office, Services by Contract or Agreement-\$1,300., to Equipment-\$1,300.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

/7-R-bu.

Resolution authorizing transfer of reserve funds from Department of Land Use Control, Director's Office, Services by Contract or Agreement-\$155., to Materials and Supplies-\$155.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

/7-R-bv.

Resolution authorizing transfer of Housing and Community Development Act, Twelfth Year (H.C.D.A. XII), Nellie Grier Senior Citizen Center, from Other Expenses-\$4,261., to Salaries and Wages-\$4,261.; North Newark Senior Citizen Center, from Salaries and Wages-\$6,063., to Other Expenses-\$6,063.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

/7-R-bw.

Resolution approving Constable Bond in the amount of \$1,000., issued to Joseph A. Koon, as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

/7-R-bx.

Resolution approving Constable Bond in the amount of \$1,000., issued to David Wright, as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-by.

Resolution approving Constable Bond in the amount of \$1,000., issued to Llewellyn Cummins, as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-bz.

Resolution appointing Cleave Cutliff, Constable, for a term commencing February 4, 1987 and ending February 3, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-ca.

Resolution appointing Sidney Pope, Constable, for a term commencing February 4, 1987 and ending February 3, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-cb.

Resolution expressing profound sorrow and regret at the death of Samuel Klein, founder of the external auditing firm for the City of Newark and outstanding humanitarian.

(For action on this resolution, see page 2 in the minutes of this meeting)

7-R-cc.

Resolution ratifying contract for period December 1, 1986 to January 21, 1987; further, authorizing Business Administrator to enter into contract with Top Line Specialities, Inc., 687 Frelinghuysen Avenue, Newark and A. Lembo Body, Inc., 76 Riverside Avenue, Newark, lowest responsible bids received, in accordance with bid specifications. for Providing the Mounting of Snow Plow "A" Frames, for period January 22, 1987 to November 30, 1987; for sum not to exceed \$150,000. for both contracts; \$75,000. encumbered in 1986 Reserves of Department of Engineering; additional expenditures are contingent upon and subject to appropriation and certification of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

(This resolution was adopted at a special meeting January 27, 1987)

7-R-cd.

Resolution ratifying contract for period December 1, 1986 to January 21, 1987; further, authorizing Business Administrator to enter into contract with Top Line Specialties, Inc., 687 Frelinghuysen Avenue, Newark, lowest responsible bid received, in accordance with bid specifications, for Providing Snow Plow Repairs and Parts, for period January 22, 1987 to November 30, 1987; for sum not to exceed \$150,000.; \$40,000. encumbered in 1986 Reserves of Department of Engineering; additional expenditures are contingent upon and subject to appropriation and certification of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

(This resolution was adopted at a special meeting January 27, 1987)

7-R-ce.
(A.S.)

Temporary emergency resolution appropriating \$350,000., Department of Engineering, Division of Sanitation, Services by Contract or Agreement-\$250,000., Materials and Supplies-\$100,000., totalling \$350,000.; said emergency funds shall be provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-cf.
(A.S.)

Temporary emergency resolution appropriating \$690,000., Water Utility, Unclassified Purposes, Manaque-Ramapo; said emergency funds shall be provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-cg.
(A.S.)

Temporary emergency resolution appropriating \$6,000,000., Water Utility, Unclassified Purposes, Capital Improvements; said emergency funds shall be provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-ch.
(A.S.)

Resolution recognizing and commending Milan E. Johnson for his outstanding service as Acting Business Administrator of the City of Newark during the first six months of the new City Administration.

(For action on this resolution, see page 2 in the minutes of this meeting)

✓ 7-R-cj.
(A.S.)

Resolution recognizing and commending the National Basketball Association and Miller Lite for establishing a scholarship fund to benefit the 35 historically Black public colleges.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

✓ 7-R-cj.
(A.S.)

Resolution recognizing and commending Mr. Luis Quintana on his appointment by the Honorable Mayor Sharpe James as Deputy Mayor for the City of Newark.

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

✓ 7-R-ck.
(A.S.)

Resolution ratifying contract for period January 1, 1987 to February 4, 1987; further authorizing the Mayor to enter into contract with the Newark Watershed Conservation and Development Corporation to manage, plan and provide for the Conservation and Development of the Watershed properties of the City of Newark in Morris, Passaic and Sussex Counties for period February 5, 1987 to March 31, 1987 as more particularly described in a contract adopted May 21, 1986 by Resolution 7Rci (A.S.) attached hereto. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" in accordance with N.J.S.A. 40A:11-5(1)(a)(ii))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

✓ 7-R-cl.
(A.S.)

Resolution recognizing and commending Thomas A. Banker, Assistant Business Administrator of the City of Newark, on the occasion of his departure from municipal employment after 12 years of extraordinary service.

A motion to defer action on the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

✓ 7-R-cm.
(A.S.)

Resolution expressing the Municipal Council's support of the "Defense Economic Adjustment Act," H.R. 229.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-cn.
(A.S.)

Resolution recognizing and commending Newark Police Officers Vincent Gagliano and Anthony Ambrose for their Heroic Act on September 5, 1986.

A motion to defer action on the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-co.
(A.S.)

Resolution expressing the Municipal Council's support of Senate Bill S-2836, which would amend the Special Law Enforcement Officers Act.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

MOTIONS.

7-M-a.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CHARLES GIAMPOLO, A LONGTIME EMPLOYEE WITH THE NEWARK HOUSING AUTHORITY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-M-b.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. VINCENT J. ZITO, A LIEUTENANT WITH THE NEWARK POLICE DEPARTMENT was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-M-c.

A MOTION EXTENDING PROFOUND SORROW AND REGRET TO THE FAMILY OF COUNCILMAN DONALD M. PAYNE ON THE PASSING OF HIS AUNT, MRS. BETTY FOMLKEs was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-M-d.

A MOTION EXTENDING BEST WISHES FOR A SPEEDY RECOVERY TO MR. JOSEPH BRADLEY, WHO RECENTLY SUFFERED A SERIOUS EYE INJURY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-M-e.

A MOTION EXTENDING BEST WISHES FOR A SPEEDY RECOVERY TO MRS. LARRIE WEST STALKS, ESSEX COUNTY REGISTER, WHO RECENTLY SUFFERED A LEG INJURY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-M-f.

A MOTION EXTENDING BEST WISHES FOR A SPEEDY RECOVERY TO MRS. MARY MASZCZAK, OFFICE SERVICE MANAGER IN THE OFFICE OF THE CITY CLERK, WHO IS RECUPERATING FROM A RECENT FOOT INJURY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-M-g.

A MOTION DIRECTING THE TAX ASSESSOR TO IMMEDIATELY REASSESS THE QUALITY INN ON PARK PLACE SO THAT A TRUE ASSESSMENT IS AVAILABLE FOR TAX PURPOSES was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-M-h.

A MOTION DIRECTING THE CITY CLERK TO RESPECTFULLY REQUEST THAT THE MAYOR IMMEDIATELY MAKE AVAILABLE TEMPORARY OFFICE SPACE SO THAT THE CLERK AND MUNICIPAL COUNCIL CAN BEGIN ITS READJUSTMENT PLAN was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-M-i.

A MOTION DIRECTING THE CITY CLERK TO INVITE THE HONORABLE MAYOR SHARPE JAMES, BUSINESS ADMINISTRATOR MONTEILH, DIRECTOR OF HEALTH AND HUMAN SERVICES STRUGGS AND OTHER APPROPRIATE OFFICIALS TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS A PROGRAM ON THE HOMELESS was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-M-j.

A MOTION RECOGNIZING AND COMMENDING BILL COSBY, THE RENOMNED ENTERTAINER, AND HIS WIFE ON THEIR EXTRAORDINARY GIFT OF \$1.3 MILLION TO FISK UNIVERSITY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-M-k.

A MOTION RECOGNIZING AND COMMENDING DICK GREGORY, THE CELEBRATED ENTERTAINER, FOR HIS LONG AND VALIANT EFFORTS FOR HUMAN RIGHTS AND JUSTICE was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

✓ 7-M-1.

A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, DIRECTOR OF ENGINEERING ZACH AND ACTING MANAGER SAMUEL VERDERESE, DIVISION OF SANITATION TO MEET WITH THE COUNCIL AT THEIR SPECIAL CONFERENCE FEBRUARY 10, 1987 was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

✓ 7-M-m.

A MOTION URGING THE NEWARK BOARD OF EDUCATION TO PROVIDE ALL NECESSARY INFORMATION AND HELP TO THE ESSEX COUNTY DIVISION OF WELFARE AND LAW ENFORCEMENT AUTHORITIES SO THAT ACTION CAN BE TAKEN AGAINST PARENTS OF CHILDREN WHO ARE HABITUALLY ABSENT FROM SCHOOL; FURTHER, ASKING THE SUPERINTENDENT OF SCHOOLS TO REPORT ON ANY STEPS HE IS IMPLEMENTING TO REDUCE TRUANCY was made by the Council of the Whole and declared by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

✓ 8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received January 21, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Supervisor of Sign Designing Processing and Lettering in the Department of Engineering)."

(Supervisor of Sign
Designing, Processing
and Lettering
(37½ Hours)

\$26,767.02 - \$28,548.83)

(Title change due to Civil Service Reclassification. Represented by Building Trades Bargaining Committee. No salary change therefore no fiscal impact.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 18, 1987 Calendar of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

✓ 8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received January 14, 1987, enclosing proposed "Ordinance authorizing the City of Newark to exchange the premises known as 75-77 Academy Street, Block 69, Lot 4, and the premises known as 65 Central Avenue, Block 35, Lot 29, owned by Rutgers University, pursuant to N.J.S.A. 40A:12-26."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 18, 1987 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

833

8-c.

The City Clerk presented **Communication from Business Administrator Monteilh, received January 15, 1987, enclosing proposed "Ordinance to amend Subsection 3 (b) of Chapter 2, Title 13A Administration and Regulation of Solid Waste of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented (R.O. 13A:2-3(b))."**

(Continuance of City policy necessary to allow specified employees on the Fire Department to issue summonses for violation of Title 13A - City's Sanitation Code)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 18, 1987 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

8-d.

The City Clerk presented **Communication from Business Administrator Monteilh, received January 15, 1987, enclosing proposed "Ordinance requiring mandatory separation, at the source, of recyclables for the purpose of collection and sale by the city."**

(Curbside Program for separation of commercially generated used corrugated containers in the Central Business District and household generated recyclables, specifically, used newspapers, glass bottles, food and beverage cans from the residences of the City of Newark for the purpose of recycling.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 18, 1987 Calendar of the Municipal Council for first reading; further directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference February 17, 1987 was made by Councilman Harris, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

8-e.

The City Clerk presented **Proposed "Ordinance requiring the Corporation Counsel to submit copies of all Legal Opinions prepared by the Law Department to the City Clerk."**

(Applies to all legal opinions without regard to the source of the original request for their preparation. Completed copy of each opinion is to be transmitted to City Clerk within 48 hours of its issuance by Department of Law.)

(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-p on page 10 in the minutes of this meeting)

8-f.

The City Clerk presented **Communication from His Honor, Mayor Sharpe James, appointing Mr. Albaner C. Eugene, 215 Kerrigan Boulevard, Newark, New Jersey 07106 to serve on the Taxi Commission for a term commencing November 18, 1986 and expiring November 17, 1989.**

(Mr. Eugene will replace Burney L. Adams whose term expired on December 17, 1986.)

(Copy of communication submitted to each Member of the Council)

(Mr. Eugene met with the Council February 3, 1987)

A motion to confirm the appointment of Mr. Albaner Eugene, 215 Kerrigan⁶³⁴ Boulevard, Newark, New Jersey 07106, as a Member of the Taxi Commission for a term commencing November 18, 1986 and expiring November 17, 1989.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Payne.

President Martinez: This appointment is confirmed.

✓ 8-g.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, reappointing Mrs. Caretha Durr, 153 Ridgewood Avenue, Newark, New Jersey 07108 as a Member of the Taxi Commission for a term commencing November 18, 1986 and expiring November 17, 1989.

(Copy of communication submitted to each Member of the Council)

(Mrs. Caretha Durr met with the Council February 3, 1987)

A motion to confirm the reappointment of Mrs. Caretha Durr, 153 Ridgewood Avenue, Newark, New Jersey 07108, as a Member of the Taxi Commission for a term commencing November 18, 1986 and expiring November 17, 1989.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Payne.

President Martinez: This reappointment is confirmed.

✓ 8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received January 27, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To create the position title of Investigator, Mayor's Office)."

(Investigator, Mayor's Office

(35 Hours)

\$20,042.48 - \$24,361.57)

(New title created in Office of Mayor. Represented by Essex Council #1 Civil Service Association. No fiscal impact since salary will be same as one now received by person who will transfer into this title.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the ordinance to Administration, per request of Personnel Officer was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Payne.

✓ 8-i.

The City Clerk presented Communication from Business Administrator Monteilh, received January 27, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977 as amended and supplemented. (To create the title of Assistant Director of Finance in the Department of Finance)."

(Assistant Director of Finance

\$41,343.60 - \$50,254.15)

(New title in Department of Finance. Not represented by any bargaining unit. Fiscal impact indeterminable at this time since position will be filled at a later date.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh to meet with the Council at their pre-meeting conference February 17, 1987 was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

8-j.

The City Clerk presented Communication from Business Administrator Monteilh, received January 27, 1987, enclosing proposed "Bond Ordinance supplementing Ordinance Number 6-S & F-b (S-3) adopted July 16, 1986 entitled, 'Bond Ordinance for the design and construction of a water filtration treatment facility and appurtenances and improvements related thereto designated as capital project number 2084; appropriating \$28,000,000 and authorizing the issuance of \$20,000,000 bonds or notes of the City of Newark, County of Essex, New Jersey for said purpose and amending and supplementing a capital ordinance authorizing a \$4,000,000 appropriation from the City of Newark Municipal Water Utility and Water Supply System Capital Improvement Fund for said project and rescinding a previous Ordinance Number 6-S & F-bb finally adopted June 25, 1985.' To provide for an increase in the appropriation and the debt authorization for a total appropriation of \$41,845,530 and a total debt authorization of \$31,845,530; said general improvement authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 18, 1987 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

8-k.

The City Clerk presented Proposed "Ordinance amending Chapter 1 of Title 4, Alcoholic Beverages, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting the sale of alcoholic beverages by plenary retail distribution licensees on Sundays between the hours of 9:00 A. M. and 12:00 Noon."

A motion directing the City Clerk to place this ordinance on the February 18, 1987 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

Communication from Business Administrator Monteilh, received January 12, 1987 enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating permanent positions, in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977 and amendments thereto, (To create certain position titles)"

	1st Year Minimum	2nd Year Middle	3rd Year Maximum
Garage Attendant (40 Hours)	\$6.34	\$6.68	\$7.15

	<u>Minimum</u>	<u>Maximum</u>
Supervisor of Motor Pool (37½ Hours)	\$23,021.68	\$27,982.97)

(New positions in Department of Administration. Fiscal Impact indeterminable since positions will be filled at a later date.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Business Administrator Monteilh met with the Council February 3, 1987)

A motion directing the City Clerk to place this ordinance on the February 18, 1987 Calendar of the Municipal Council for first reading was made by Councilman Grant, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Payne.

9-b.

Communication from Business Administrator Monteilh, received January 12, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title and salary range of Supervisor of Data Entry Machine Operations in the Municipal Courts)."

(Supervisor of Data Entry

Machine Operations

(35 Hours)

1/1/86

\$16,002.45 - \$19,088.69)

(Title created in Office of Mayor - Municipal Courts. Represented by

Essex Council #1 - Civil Service Association. Replacing 1 Court

Interviewer. No fiscal impact.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 18, 1987 Calendar of the Municipal Council for first reading was made by Councilman Harris, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Payne.

9-c.

Communication from Business Administrator Monteilh, received January 12, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services,' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Assistant Program Coordinator, Office on Aging in the Department of Health and Human Services)."

(Assistant Program Coordinator,

Office on Aging (35 Hours)

\$25,879.63 - \$31,092.20)

(New title created in Department of Health and Human Services already

included in 1987 budget to be presented to Council. No fiscal impact given.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the ordinance to Administration per request of Personnel Officer was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Payne.

February 4, 1987

9-d.

Communication from His Honor, Mayor Sharpe James, appointing Mr. Gerald B. Johnson, 90 Lenox Street, Newark, New Jersey 07106, to serve on the Dr. Martin Luther King, Jr. Commemorative Commission, for a three year term and shall serve until his successor is duly appointed.

(Copy of communication submitted to each Member of the Council)
(Mr. Johnson met with the Council February 3, 1987)

A motion to confirm the appointment of Mr. Gerald B. Johnson, 90 Lenox Street, Newark, New Jersey 07106, to serve on the Dr. Martin Luther King Jr. Commemorative Commission for a three year term and shall serve until his successor is duly appointed.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: This appointment is confirmed.

9-e.

Communication from His Honor, Mayor Sharpe James, appointing Ms. Bessie Walker Williams, 2 Nevada Street, Newark, New Jersey, 07102 to serve on the Dr. Martin Luther King Jr. Commemorative Commission, for a three year term and shall serve until her successor is duly appointed.

(Copy of communication submitted to each Member of the Council)
(Ms. William met with the Council February 3, 1987)

A motion to confirm the appointment of Ms. Bessie Walker Williams, 2 Nevada Street, Newark, New Jersey 07102, as a Member of the Dr. Martin Luther King, Jr. Commemorative Commission, for a three year term and shall serve until her successor is duly appointed.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

President Martinez: This appointment is confirmed.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from January 13, 1987 to January 27, 1987:

BINGO LICENSES

LICENSEE

LICENSE NUMBER

St. Francis Xavier Roman Catholic Church
Combined Societies of St. Patrick's Pro-Cathedral
Society of the Holy Rosary of
St. Francis Xavier Church
St. Francis Xavier Parent School Guild
St. Rocco's Holy Name Society
Rosary Confraternity of St. Rose of Lima Church

9532 (Amended)
9579 (Amended)

9600 (Amended)
9620 (Amended)
9675
9678

RAFFLE LICENSESLICENSEELICENSE NUMBER

St. John's Mothers Club	9638 (Amended)
St. Benedict's Church	9676
St. Benedict's Church	9677
Our Lady of Mt. Carmel Church	9679
Holy Name Society, Sacred Heart Church	9680
Holy Name Society, Sacred Heart Church	9681
St. Columba Church	9682
St. Francis Xavier Roman Catholic Church	9683
Young Peoples Institute of Learning	9685
St. Clares Riverside Health Care Foundation	9687
St. Clares Riverside Health Care Foundation	9688

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

ADJOURNMENT.

12-a.

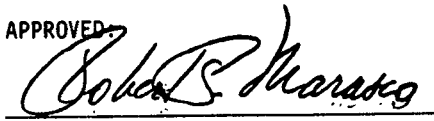
A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

The meeting adjourned at 3:11 P. M.

APPROVED



Robert P. Marasco
City Clerk



Henry Martinez
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for 1:30 P.M., Tuesday, February 10, 1987, in the Council Chamber, City Hall, Newark, New Jersey.

City Clerk Marasco called the meeting to order at 3:40 P.M. and asked for roll call.

Present: City Clerk, Robert P. Marasco, Clerk of the Municipal Council.

City Clerk Marasco read letter dated February 5, 1987, from Council President Henry Martinez, calling a special meeting of the Municipal Council for Tuesday, February 10, 1987, at 1:30 P.M., or as soon thereafter as practical, in the Council Chamber, City Hall, to consider the following legislation:

Resolution authorizing Law Department to accept and record deed for premises 107 South 9th Street, Block 1827, Lot 15, from Urban Development Resources of Newark, Inc., a non-profit corporation; Urban Development Resources voluntarily dissolved its corporation and conveyed title to City for \$1.00. (7-R-u deferred February 4, 1987)

Resolution authorizing Law Department to accept and record deed for premises 138 South 8th Street, Block 1811, Lot 53, from Urban Development Resources of Newark, Inc., a non-profit corporation; Urban Development Resources voluntarily dissolved its corporation and conveyed title to City for \$1.00. (7-R-v deferred February 4, 1987)

Resolution ratifying and authorizing Business Administrator to enter into contract with Pentamation Enterprises, Inc., One Bethlehem Plaza, Bethlehem, Pa., 18019, only responsible bid received, to Provide Maintenance on IBM 4341/2 Central Processing Unit, for period January 1, 1986 to December 31, 1986, in amount of \$12,120.; funds encumbered in 1985 Adopted Budget of Data Processing Division. (7-R-x deferred February 4, 1987)

Resolution authorizing the Central Planning Board to make an investigation and hold public hearings to determine whether City Tax Block 766, Lots 1, 2, 3, 4, 44, 42, 41, 39, 37, 36, also known as 712-736 Broadway is a blighted area, as defined in Chapter 187 of Laws of 1949 of New Jersey. (N.J.S.A. 40:55-21.1, et seq.)

Resolution authorizing Mayor and Acting Director of Development to execute and enter into Memorandum of Understanding with R.P.W. Urban Renewal Corporation, P.O. Box 793, Union City, New Jersey. (Said Corporation is contract purchaser to purchase certain City-owned property located 712-736 Broadway) (Proposed construction of a strip-mall)

City Clerk Marasco further read letter dated February 6, 1987, from Council President Henry Martinez, requesting the following be added to the call of the special meeting of the Municipal Council for Tuesday, February 10, 1987, at 1:30 P.M., or as soon thereafter as practical, in the Council Chamber, City Hall, to consider the following legislation:

Resolution ratifying contract for period January 1, 1987 to February 18, 1987; further, authorizing Business Administrator to enter into contract with Raymond D. Egatz, 44 Cedar Cliff Drive, Wayne, New Jersey, 07470, only responsible bid received, To Provide Computer Training Services for Engineering (TRS-80), for period February 19, 1987 to December 31, 1987; contract shall not exceed \$80,000.; \$10,000. encumbered from 1986 Adopted Budget; expenditure of funds for remainder of contract subject to appropriation of funds in 1987 Budget.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

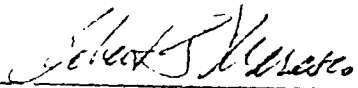
In addition, the notices of this meeting was similarly disseminated on February 5 and 6, 1987, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notices as required by law."

City Clerk Marasco citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence, the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members present select another hour or day.'"

City Clerk Marasco adjourned the meeting until Wednesday, February 11, 1987 at 12 Noon.

This meeting adjourned at 3:42 P.M.

APPROVED:



Robert P. Marasco

City Clerk

Newark, New Jersey, February 11, 1987

An adjourned meeting of a special meeting of February 10, 1987, of the Municipal Council, was held on the above date, in the Council Chamber, City Hall, Newark, New Jersey, at 12:20 P.M.

841

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Carrino, Harris, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

City Clerk Marasco read letter dated February 5, 1987, from Council President Henry Martinez, calling a special meeting for Tuesday, February 10, 1987, at 1:30 P.M., or as soon thereafter as practical to consider the following legislation:

Resolution authorizing Law Department to accept and record deed for premises 107 South 9th Street, Block 1827, Lot 15, from Urban Development Resources of Newark, Inc., a non-profit corporation; Urban Development Resources voluntarily dissolved its corporation and conveyed title to City for \$1.00. (7-R-u deferred February 4, 1987)

Resolution authorizing Law Department to accept and record deed for premises 138 South 8th Street, Block 1811, Lot 53, from Urban Development Resources of Newark, Inc., a non-profit corporation; Urban Development Resources voluntarily dissolved its corporation and conveyed title to City for \$1.00. (7-R-v deferred February 4, 1987)

Resolution ratifying and authorizing Business Administrator to enter into contract with Pentamotion Enterprises, Inc., One Bethlehem Plaza, Bethlehem, Pa., 18019, only responsible bid received, to Provide Maintenance on IBM 4341/2 Central Processing Unit, for period January 1, 1986 to December 31, 1986, in amount of \$12,120.; funds encumbered in 1985 Adopted Budget of Data Processing Division. (7-R-x deferred February 4, 1987)

Resolution authorizing the Central Planning Board to make an investigation and hold public hearings to determine whether City Tax Block 766, Lots 1, 2, 3, 4, 44, 42, 41, 39, 37, 36, also known as 712-736 Broadway is a blighted area, as defined in Chapter 187 of Laws of 1949 of New Jersey. (N.J.S.A. 40:55-21.1, et seq.)

Resolution authorizing Mayor and Acting Director of Development to execute and enter into Memorandum of Understanding with R.P.W. Urban Renewal Corporation, P.O. Box 793, Union City, New Jersey. (Said Corporation is contract purchaser to purchase certain City-owned property located 712-736 Broadway) (Proposed construction of a strip-mall)

City Clerk Marasco further read letter dated February 6, 1987 from Council President Henry Martinez, requesting the following be added to the call of the special meeting for Tuesday February 10, 1987, at 1:30 P.M., or as soon thereafter as practical to consider the following legislation:

Resolution ratifying contract for period January 1, 1987 to February 18, 1987; further, authorizing Business Administrator to enter into contract with Raymond D. Egatz, 44 Cedar Cliff Drive, Wayne, New Jersey, 07470, only responsible bid received, To Provide Computer Training Services for Engineering (TRS-80), for period February 19, 1987 to December 31, 1987; contract shall not exceed \$80,000.; \$10,000. encumbered from 1986 Adopted Budget; expenditure of funds for remainder of contract subject to appropriation of funds in 1987 Budget.

FEBRUARY 11, 1987

842

President Martinez stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notices of this meeting were similarly disseminated on February 5 and 6, 1987, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

- 7-R-a.
(S) Resolution authorizing Law Department to accept and record deed for premises 107 South 9th Street, Block 1827, Lot 15, from Urban Development Resources of Newark, Inc., a non-profit corporation; Urban Development Resources voluntarily dissolved its corporation and conveyed title to City for \$1.00.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Harris, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Grant, Payne, Rice.

- 7-R-b.
(S) Resolution authorizing Law Department to accept and record deed for premises 138 South 8th Street, Block 1811, Lot 53, from Urban Development Resources of Newark, Inc., a non-profit corporation; Urban Development Resources voluntarily dissolved its corporation and conveyed title to City for \$1.00.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Harris, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Grant, Payne, Rice.

- 7-R-c.
(S) Resolution ratifying and authorizing Business Administrator to enter into contract with Pentamation Enterprises, Inc., One Bethlehem Plaza, Bethlehem, Pa., 18019, only responsible bid received, to Provide Maintenance on IBM 4341/2 Central Processing Unit, for period January 1, 1986 to December 31, 1986, in amount of \$12,120.; funds encumbered in 1985 Adopted Budget of Data Processing Division.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Harris, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Grant, Payne, Rice.

- 7-R-d.
(S) Resolution authorizing the Central Planning Board to make an investigation and hold public hearings to determine whether City Tax Block 766, Lots 1, 2, 3, 4, 44, 42, 41, 39, 37, 36, also known as 712-736 Broadway is a blighted area, as defined in Chapter 187 of Laws of 1949 of New Jersey. (N.J.S.A. 40:55-21.1, et seq.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Harris, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Grant, Payne, Rice.

7-R-e.
(S)

Resolution authorizing Mayor and Acting Director of Development to execute and enter into Memorandum of Understanding with R.P.W. Urban Renewal Corporation, P.O. Box 793, Union City, New Jersey. (Said Corporation is contract purchaser to purchase certain City-owned property located 712-736 Broadway) (Proposed construction of a strip-mall)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Grant, Payne, Rice.

7-R-f.
(S)

Resolution ratifying contract for period January 1, 1987 to February 11, 1987; further authorizing Business Administrator to enter into contract with Raymond D. Egatz, 44 Cedar Cliff Drive, Wayne, New Jersey, 07470, only responsible bid received, to provide computer training services for Engineering (TRS-80), for period February 18, 1987 to December 31, 1987; contract shall not exceed \$80,000.; \$10,000. encumbered from 1986 Adopted Budget; expenditure of funds for remainder of contract subject to appropriation of funds in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Director of Engineering Zach met with the Council February 10, 1987)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Grant, Payne, Rice.

7-R-g.
(S)

Resolution condemning the Greater Newark Chamber of Commerce and the Holiday Inn Jetport in Elizabeth for presenting and permitting an ugly racist display at a Chamber buffet on January 28, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Grant, Payne, Rice.

ADJOURNMENT

12-a.

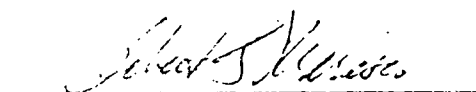
A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Harris, Tucker, Villani, President Martinez.

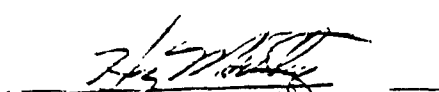
Absent: Councilmen Branch, Grant, Payne, Rice.

This meeting adjourned at 12:25 P.M.

APPROVED:



Robert P. Harasco
City Clerk



Henry Martinez
President

/ A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:05 P.M.

The audience arose for the National Anthem.

The invocation was offered by Councilman Ralph T. Grant, Jr.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Raymond Gallicchio and Detective James Reed and Lieutenant Raymond Gilhooly, Sergeants-at-Arms.

Absent: Councilman Payne

(Councilman Payne arrived 8:10 P.M.)

President Martinez stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on February 11, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to consider 7-R-e at this time was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-e. **Resolution recognizing and commending Newark Police Officers Vincent Gagliano and Anthony Ambrose for their heroic act on September 5, 1986.**

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

(Councilman Payne arrived 8:10 P.M.)

Councilman Carrino read and presented, on behalf of the Members of the Municipal Council, suitably inscribed resolutions to Police Officers Gagliano and Ambrose.

Captain Jackson, on behalf of Director Greenleaf and Chief Golba, congratulated the two police officers for their courageous work.

Police Officers Ambrose and Gagliano expressed their appreciation to the Members of the Council for this commendation.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

/ 4-a. The City Clerk presented **Copy of Minutes of Meeting of Board of Trustees of the Newark Public Library, held December 17, 1986.**

(Copy submitted to each Member of the Council)

845

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 4-b.

The City Clerk presented **Copy of Minutes of Private Meeting of Board of Trustees of the Newark Public Library, held December 17, 1986.**

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 4-c.

The City Clerk presented **Report of Board of Alcoholic Beverage Control of the City of Newark for period January 1, 1986 through December 31, 1986, submitted by Geraldine G. Foushee, Executive Secretary.**

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 4-d.

The City Clerk presented **Copy of Minutes of Meetings of Alcoholic Beverage Control Board, held August 11, September 15, September 29, October 20, October 27, December 8, 1986.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 4-e.

The City Clerk presented **Report of Office of City Clerk for month of December, 1986.**

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 4-f.

The City Clerk presented **Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for month of January, 1987.**

(Copy submitted to each Member of the Council)

A motion that the Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator subject to the receipt of resolution for \$116,000.-American Appraisal Associates, Inc.-appraisal services was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

/ 6-F-a.

The City Clerk read **An ordinance amending Section 23:15-1, Stop Intersections, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersections of Springdale Avenue and North 9th Street and Delavan Avenue and North 7th Street.**

(Springdale Avenue and North 9th Street
Stop Signs shall be installed on North 9th Street

Delavan Avenue and North 7th Street

Stop Signs shall be installed on North 7th Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

/ 6-F-b.

The City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Meeker Avenue as a through street.**

(Meeker Avenue: Between Elizabeth Avenue and Frelinghuysen Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

/ 6-F-c.

The City Clerk read **An ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turn prohibitions on Rector Street at McCarter Highway.**

(Adding: East on Rector Street to north on McCarter Highway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

6-F-d.

The City Clerk read **An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control," (6-S & F-ba) adopted July 16, 1986 as amended (To create certain position titles).**

(Assistant Chief Sanitary Inspector,	7/14/86	\$20,724.32 - \$25,189.59
Environmental Sanitation	1/1/87	21,760.53 - 26,449.06
(40 Hours)	1/1/88	22,848.55 - 27,771.51

Chief Sanitary Inspector,	7/14/86	23,989.98 - 29,160.78
Environmental Sanitation	1/1/87	25,189.47 - 30,618.81
(40 Hours)	1/1/88	26,448.94 - 32,149.75

Housing Inspector	7/14/86	19,156.06 - 22,848.81
(40 Hours)	1/1/87	20,113.86 - 23,991.25
	1/1/88	21,119.55 - 25,190.81

Sanitary Inspector	7/14/86	19,156.06 - 22,848.81
(40 Hours)	1/1/87	20,113.86 - 23,991.25
	1/1/88	21,119.55 - 25,190.81

(Creating titles in Department of Land Use Control for transfers from Department of Health and Human Services. No fiscal impact since employees are now on payroll. Represented by Inspectors Union)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the ordinance to Administration per request of the Personnel Officer was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-e.

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title of Supervisor of Sign Designing, Processing and Lettering and to delete the title of Sign Designing, Processor and Lettering, Foreman, in the Department of Engineering)"**

(Supervisor of Sign
Designing, Processing
and Lettering (37½ Hours) \$26,767.02 - \$28,548.83)

(Title change due to Civil Service Reclassification. Represented by Building Trades Bargaining Committee. No salary change, therefore no fiscal impact)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 4, 1987.

6-F-f.

The City Clerk read **An ordinance authorizing the City of Newark to exchange the premises known as 75-77 Academy Street, Block 69, Lot 4, and the premises known as 65 Central Avenue, Block 35, Lot 29, owned by Rutgers University, pursuant to N.J.S.A. 40A:12-26.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance per request of Acting Director of Development Lucas was made by President Martinez, seconded by Councilman Grant declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓
6-F-g.

The City Clerk read **An ordinance to amend Subsection 3 (b) of Chapter 2, Title 13A Administration and Regulation of Solid Waste of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented (R.O. 13A:2-3(b)).**

(Continuance of City policy necessary to allow specified employees on the Fire Department to issue summonses for violation of Title 13A - City's Sanitation Code)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeases are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 4, 1987.

/ 6-F-h.

The City Clerk read **An ordinance requiring mandatory separation, at the source, of recyclables for the purpose of collection and sale by the city.**

(Curbside Program for separation of commercially generated used corrugated containers in the Central Business District and household generated recyclables, specifically, used newspapers, glass bottles, food and beverage cans from the residences of the City of Newark for the purpose of recycling.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Engineering Director Zach met with Council February 17, 1987)

A motion to defer action on the ordinance was made by the Council of the Whole declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

● / 6-F-i.

The City Clerk read **A Bond Ordinance supplementing Ordinance Number 6-S & F-b (S-3) adopted July 16, 1986 entitled, "Bond Ordinance for the design and construction of a water filtration treatment facility and appurtenances and improvements related thereto designated as capital project number 2084; appropriating \$28,000,000 and authorizing the issuance of \$20,000,000 bonds or notes of the City of Newark, County of Essex, New Jersey for said purpose and amending and supplementing a capital ordinance authorizing a \$4,000,000 appropriation from the City of Newark Municipal Water Utility and Water Supply System Capital Improvement Fund for said project and rescinding a previous Ordinance Number 6-S & F-bb finally adopted June 25, 1985." To provide for an increase in the appropriation and the debt authorization for a total appropriation of \$41,845,530 and a total debt authorization of \$31,845,530; said general improvement authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.**

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Debt statement filed. Awaiting approval of Division of Local Government Services)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeases are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 4, 1987.

/ 6-F-j.

The City Clerk read **An ordinance amending Chapter 1 of Title 4, Alcoholic Beverages, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting the sale of alcoholic beverages by plenary retail distribution licensees on Sundays between the hours of 9:00 A. M. and 12:00 Noon.**

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 4, 1987.

/ 6-F-k.

The City Clerk read **An ordinance to amend an ordinance entitled "An ordinance creating permanent positions, in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 and amendments thereto, (To create certain position titles)**

	<u>1st Year Minimum</u>	<u>2nd Year Middle</u>	<u>3rd Year Maximum</u>
Garage Attendant (40 Hours)	\$6.34	\$6.68	\$7.15

	<u>Minimum</u>	<u>Maximum</u>
Supervisor of Motor Pool (37½ Hours)	\$23,021.68	\$27,982.97)

(New positions in Department of Administration. Fiscal Impact indeterminable since positions will be filled at a later date.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 4, 1987.

/ 6-F-l.

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title and salary range of Supervisor of Data Entry Machine Operations in the Municipal Courts).**

(Supervisor of Data Entry
Machine Operations
(35 Hours) 1/1/86 \$16,002.45 - \$19,088.69)
(Title created in Office of Mayor - Municipal Courts. Represented by Essex Council #1 - Civil Service Association. (Replacing 1 Court Interviewer.
No fiscal impact.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 4, 1987.

6-F-m.
(A.S.)

The City Clerk read An ordinance to correct the title of and to supplement, an ordinance adopted January 15, 1986 (6-S & F-a) entitled, "An ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 13, Procedures for Application, Approval and Administration of Tax Abatement Agreements"; and to repeal Ordinance 6-S & F-i adopted August 6, 1986.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 4, 1987.

6-F-n.
(A.S.)

The City Clerk read An ordinance approving the Redevelopment Plan for the Elizabeth Avenue Redevelopment Area.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

No: Councilman Tucker.

President Martinez: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 4, 1987.

Councilman Tucker requested the following statement be incorporated into the minutes of this meeting.

"My way of dealing with this issue is just being straightforward, as I deal with all of my issues which I believe are important. One, I just think it is horrible to sit down in here and the taxpayers have to run to the City to find out whether or not they are going to be blighting their land. I think it's horrible to have the staff of the Mayor's Office tell a taxpayer that no matter what you say, no matter what you do, Sharpe is going to blight this building. Now that happened. I think that it is horrible to basically go to the point of looking at the Law Department and having a legal opinion developed that I believe to be really kind of bogus. I have of yet to hear anything that says that an ordinance is inapplicable to the blight and redevelopment recommended by the Central Planning Board. I have never heard a legal opinion that says it is inapplicable. The other fact I want to make very clear the Ordinance that was approved by me or developed by me in 1977, and was submitted, was voted on by all the members who are currently now on the Council with the exception of George Branch, Ronald Rice and Donald Payne. It's not a new ordinance. All it basically and simply says was that if you are going to blight an area you should at least notify the adjacent homeowners and I think that the question we are dealing with here tonight is that the adjacent homeowners were not notified and it was not an accidental process but in reality was one that was conspired to make sure that they were not notified. I'm not going to try in any way whatsoever to say that the actions in the Planning Board were thorough, efficient or professional. I just think that it would be better to just tell you that it was a "slop-job". Those people never listened to the residents; they didn't have anything whatsoever to say. They had the representative from the Law Department, who said that you don't have to notify people in the community, just reaffirm and what he said was what Glenn Grant said today. I just think that this City could only move forward working in concert with people. It's not going to move forward by working and having a disdain for people. All the people that I am talking to specifically relate to the blight declaration. All of my comments are related to the blight declaration

on One Grumman Avenue. I'm not dealing with the other ones even though I believe that a similar situation applies. Some of the people at the Planning Board who were here last night were dealing with other locations. I'm not totally familiar with all of them but I do know what has taken place in regard to notification and involving homeowners to participate. I'm hopeful, at least, that whatever has been said by the staff will in reality take place. I want to be very frank, I'm skeptical in that regard. But, I think my skepticism is directly related to the fact that this situation was done in the dark and then shammed out and then eventually had to come to light based on the effort of people just as myself. I'm not happy with the determination which I believe that the Council is going to make but you will have to live with that, not me. I feel very fine about my own particular position and I feel very sure that my position was right and that the people in the community were in support of that particular perspective. I hope that what you believe is true, is reality, that that building will be developed. I find it difficult, because I'm looking here at the designation of the developer and it says One Grumman Associates located in Hillside, New Jersey. There is no listing of Board of Directors who are members here. There are no pre-qualifications to let me know whether or not these people have had an interaction in developing housing in the past, but it's on the agenda and it's up for a vote so it depends on the majority vote of the Council. I have a right to pinpoint my concerns, I've done that and I'd like to thank my colleagues for giving the people from my community the opportunity to at least make representation on this issue.'

6-F-o.

The City Clerk read **An ordinance repealing "An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Dayton Street, Ludlow Street and Ludlow Drive."**

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 4, 1987.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Avon Avenue and Irvine Turner Boulevard.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-5, No Turn On Red, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding thereto the following:

Intersection

Avon Avenue and Irvine Turner Boulevard

Right Turn on Red Prohibition

All Right Turns

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for her approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-1, Stop Intersections, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersections of Abington Avenue and Ridge Street, Berkeley Avenue and Ridge Street, Berkeley Avenue and Parker Street, Delavan Avenue and Parker Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-1, Stop Intersections, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Abington Avenue and Ridge Street
Stop signs shall be installed on Ridge Street

Berkeley Avenue and Ridge Street
Stop signs shall be installed on Ridge Street

Berkeley Avenue and Parker Street
Stop signs shall be installed on Parker Street

Delavan Avenue and Parker Street
Stop signs shall be installed on Parker Street

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this Ordinance be sent to the Commissioner of Transportation for her approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Executive Director of the Newark Watershed Conservation and Development Corporation (NWCDC) to execute a Contract of Sale between the City of Newark and Museum Development Corporation for premises commonly known as Block 35, Lot 1, in the Township of Hardyston, New Jersey, for \$6,100. plus post-closing adjustments and costs of sale.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. *That the offer of MUSEUM DEVELOPMENT CORPORATION, being the only bid to purchase, and being for the sum of \$6,100 plus a post-closing adjustment to the purchase price in the amount of 8% of the sales price of any house constructed on any part of the said Block 35, Lot 1, up to a total of two houses, and 4% of the sales price of each house in excess of two or \$26,500.00 in 24 months if no houses are constructed, for premises commonly known as*

Block 35 Lot 1 owned by the City of Newark in the Township of Hurlyston, New Jersey as the same is more particularly described in Executive Order PM 8600 68, setting forth therein an offer to sell said premises, which offer was duly published by the Suburban Trends on December 7th and 17th, 1986 pursuant to the provisions of N.J.S.A. 40A:12-13(a), is hereby accepted.

2. That the Executive Director of the Newark Watershed Conservation and Development Corporation (NWCDC) is hereby authorized to execute a Contract for Sale between the City of Newark and Museum Development Corporation, subject to the conditions of the Executive Order, to be approved as to form by the Corporation Counsel, and attested and acknowledged by the City Clerk, and to deliver same, upon receipt of monies due.
3. That the Executive Director of the NWCDC is further authorized to execute a Bargain and Sale Deed to Museum Development Corporation for the subject property subject to the conditions of the Executive Order, to be approved as to form by the Corporation Counsel, and attested and acknowledged by the City Clerk, and to deliver same, upon receipt of monies due.
4. That the said purchase price of \$6,100 plus post-closing adjustments, and costs of recording the deed to be paid to the City of Newark and the title closed within forty-five (45) days after Municipal Council approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of Stanton Street, as laid out 60 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from its easterly terminus to the line connecting the westerly line of Lot 32 on Block 2780 to the easterly line of Lot 36 on Block 2780.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

855

Section 1. That all portion, part and parcel of Stanton Street, as laid out 60 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from its easterly terminus to the line connecting the westerly line of Lot 32 on Block 2780 to the easterly line of Lot 36 on Block 2780, shall be vacated as a public street or Right-of-Way; however, reserving to Public Service Electric and Gas Company and New Jersey Bell Telephone Company the right of entry and easement for the entire length and total width of Stanton Street for the purpose of relaying, rebuilding, reconstructing, or maintaining their respective electric and telephone utilities and appurtenances thereto, now laid or to be laid within the above described easement reservation area for said street to be vacated. The erection, construction or placing of any building, vault or structure which will interfere with the laying, relaying, rebuilding, reconstructing or maintenance of existing or additional electric and telephone utilities and their appurtenances are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map, known and designated as Map No. 1783-V, dated 6 October, 1986 is on file in the office of the Director, Department of Engineering.

Section 2. That the company requesting the vacation of Stanton Street shall have (1) one year from the date of the publication of this Ordinance to purchase said street from the City of Newark; if said purchase is not completed within a one year period, the Director of Engineering shall prepare an Ordinance revoking this Ordinance.

Section 3 That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 4. That this Ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Ordinance 6-S & F-b September 17, 1986, providing for the extension of time for the City to sell the property which is the subject of the vacation of Delancy Street as laid out 60 feet in width on the Map of the Commissioners to lay out streets, avenues and squares, extending from the easterly line of Wheeler Point Road, southeasterly to the Newark Bay (Passaic Rail Line).

WHEREAS, Ordinance 6S & FH060585 authorized the vacation of a certain portion of Delancy Street as more specifically described on Map 1770 - V dated July 18, 1983, a copy attached and made a part hereof; and

WHEREAS, the Ordinance required that the City sell said property within one year from the date of publication of the aforesaid Ordinance, June 15, 1985; and

WHEREAS, Ordinance 6S & FB091786, ratified the extension of the period to sell the property which was the subject matter of the street vacation identified in Ordinance 6S & FH060585 from June 15, 1986 to August 6, 1986 and further authorized the extension of said period from August 6, 1986 to October 15, 1986.

**NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL
COUNCIL OF THE CITY OF NEWARK, NEW JERSEY**

Section 1. That the Municipal Council hereby ratifies the extension of the period to sell the property which is the subject matter of the street vacation identified in Ordinance 6S & FH060585, from October 15, 1986 to the date of adoption of this Ordinance.

Section 2. That the street vacation of Delancy Street as authorized by Ordinance 6S & FB091786 entitled "An Ordinance amending Ordinance 6S & FH060585 by extending the time for the City to sell the property which is the subject of the street vacation", be extended from the date of the adoption of this ordinance to May 15, 1987, and that the City be and is hereby authorized to sell the property by May 15, 1987. If the property which is the subject matter of the aforesaid vacation is not sold by said date, the Director of Engineering shall prepare an Ordinance revoking the vacation of Delancy Street.

Section 3. This Ordinance shall take effect only upon passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To create the title of Principle Clerk Typist).

(Creating title in Department of General Services. Represented by Essex Council #1 Civil Service Association. No fiscal impact since will replace a Senior Account Clerk.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an "Ordinance creating positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 as amended and supplemented be amended to create the title of Principal Clerk Typist, as follows, to wit:

POSITION

Principal Clerk Typist
(35 Hrs.)
2781

\$12,167.63 - \$14,790.93

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

No: Councilman Tucker.

President Martinez: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To create the title of Specification Writer, Purchasing).

(Creating new title in Department of Administration. Represented by Essex Council #1 - Civil Service Association. No fiscal impact presented since title is in 1987 Budget to be presented.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

853

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 as amended and supplemented be amended to create the position title of Specification Writer, Purchasing, as follows, to wit:

(g) DEPARTMENT OF ADMINISTRATION

POSITION

Specification Writer, Purchasing
3751 (35 Hrs.)

\$21,043.85 - \$25,579.63

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

No: Councilman Tucker.

President Martinez: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto. (To create the title of Principal Data Entry Machine Operator, Typing).

(Civil Service Reclassification. Represented by Essex Council #1 Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6S&Fk) adopted May 4, 1977, as amended and supplemented be supplemented to create the title of Principal Data Entry Machine Operator, Typing, as follows, to wit:

POSITION

Principal Data Entry Machine Operator, Typing
0151 (35 Hrs.)

\$14,790.93 - \$17,314.08

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

President Martinez: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

| 6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance repealing Title 23:5-3.2, Parking Prohibited between Midnight and 5:00 A. M. for Trucks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 23; Chapter 5, Section 3.2, Parking prohibited between midnight and 5:00 a.m. for trucks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, is hereby repealed.

SECTION 2. Any existing ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the Laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. PAT PEPE, TREASURE OF P. PEPE & SONS, 57 MALVERN STREET, NEWARK, NEW JERSEY addressed the Municipal Council in opposition to this ordinance.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 23:5-3.1, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by imposing a minimum fine of \$100.00 but not to exceed \$1,000.00).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 23, Chapter 5, Section 3.1, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended by adding paragraph (c) to read as follows:

23:5-3.1. Parking prohibited at any time for trucks, truck cabs, truck trailers and buses exceeding 4 tons in weight or capacity.

(c) The fine for violation of this ordinance [section] shall be a minimum of \$100.00 but not to exceed \$1,000.00.

SECTION 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the Laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance requiring the Corporation Counsel to submit copies of all Legal Opinions prepared by the Law Department to the City Clerk.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

861

SECTION 1. Title 2, Administration, Chapter 6, Department of Law, Article 2, Corporation Counsel, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended and supplemented by adding thereto the following new section:

The Corporation Counsel is required to submit to the City Clerk all legal opinions prepared by the Department of Law. This requirement applies to all legal opinions without regard to the source of the original request for their preparation. A complete copy of each opinion is to be transmitted to the City Clerk within 48 hours of its issuance by the Department of Law.

SECTION 2. All other ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the Laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6-S & F-g) adopted May 4, 1977, as amended and supplemented.

(Reclassification of title of current employee due to additional duties. Title represented by Essex Council #1 Civil Service Association. Fiscal Impact \$2,048.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6S&Fg) adopted May 4, 1977 as amended and supplemented be amended to create the title of "Executive Assistant", as follows, to wit:

POSITION

Executive Assistant (35 Hrs.) A260	8/4/86	\$31,092.20 - \$37,791.63
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SECTION 1. The position title hereinabove created shall become effective August 4, 1986.

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council requesting to know if this was a new position.

President Martinez responded in the negative.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to correct the title of, and to supplement an ordinance adopted January 15, 1986 (6-S & F-a), entitled, "An ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 13, Procedures for Application, Approval and Administration of Tax Abatement Agreements"; and to repeal Ordinance 6-S & F-i adopted August 6, 1986.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

(Mr. Richard Schoon, President, Newark Chamber of Commerce, Mr. Alfred Faiella, Executive Director, Newark Economic Development Corporation, and Mr. Leo Schwarz, Assistant Corporation Counsel met with the Council January 27, 1987)
(Assistant Corporation Counsel Schwarz met with Council February 17, 1987)

A motion to table the ordinance since this ordinance was replaced by Ordinance 6-F-m (A.S.) on the agenda of this meeting was made by Councilman Harris, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

863

HEARINGS OF CITIZENS.

6-HC-a. MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to future plans for a brick structure located at 251 Avon Avenue and the urgent need for housing in the City of Newark.

6-HC-b. MR. JOSEPH BRYANT, 789 BERGEN STREET, NEWARK, NEW JERSEY addressed the Municipal Council with respect to problems he has encountered with property purchased at a City auction.

6-HC-c. MR. PERCY W. DUNN, 55-57 SOUTH MUNN AVENUE, EAST ORANGE, NEW JERSEY addressed the Municipal Council with respect to Mandatory Medicaid Assignment Bills recently passed in Trenton.

6-HC-d. MS. TINA JOHNSON, 5 POMONA AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to program modifications in the Newark School System.

6-HC-e. MR. AMOS HAWKINS, 12 RANDOLPH PLACE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to the rehabilitation of Ad House and advised Council that area residents were collectively against this in their area.

President Martinez stated he had received information from Mrs. Rosa L. Nance, who had registered to be heard under "Hearings of Citizens" with reference to the Nellie Grier Senior Day Care Center.

President Martinez directed the City Clerk to invite Congressman Rodino, Mayor James, Ombudsman Smith, Corporation Counsel Grant, Budget Officer Omolino and Mr. Phil Orlando to meet with the Council at a future special conference with reference to this matter.

6-HC-f. MR. TED DAVIS, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY.

6-HC-g. MS. PAULETTE WALKER, 140 LEHIGH AVENUE, NEWARK, NEW JERSEY.

The above two citizens addressed the Municipal Council with respect to Urban Gardening on city-owned vacant lots and asked if it was possible when lots were sold if they could be notified in ample time so they could possibly consider purchasing said properties. Both citizens expressed their concern that the residents in these areas have cleaned these lots, turned them into beautiful gardens and in turn they are sold.

A motion to permit Ms. Shirley Ward, Ms. Mildred Gaddy, Mr. Harold Simmons, Ms. Gertha Kelly, Ms. Bertha Woods, Ms. Dorothy Simmons, and Ms. Delores Warren to be heard under "Hearings of Citizens" was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Not Voting: Councilman Carrino.

- /6-HC-h. MS. SHIRLEY WARD, 9 KEER AVENUE, NEWARK, NEW JERSEY.
- /6-HC-i. MS. MILDRED GADDY, 91 GRUMMAN AVENUE, NEWARK, NEW JERSEY.
- /6-HC-j. MR. HAROLD SIMMONS, 150 KEER AVENUE, NEWARK, NEW JERSEY.
- /6-HC-k. MR. GERTHA KELLY, 42 KEER AVENUE, NEWARK, NEW JERSEY.
- /6-HC-l. MS. BERTHA WOODS, 41 KEER AVENUE, NEWARK, NEW JERSEY
- /6-HC-m. MS. DOROTHY SIMMONS, 150 KEER AVENUE, NEWARK, NEW JERSEY.
- /6-HC-n. MS. DELORES L. WARREN, 53 KEER AVENUE, NEWARK, NEW JERSEY.

The above citizens addressed the Municipal Council with respect to the resolution for blight declaration for 1 Grumman Avenue and voiced their opposition to this matter and queried if there was any other way of renovating this structure without blight declaration. They expressed concern that they were not notified of this blight and that their property will be devalued.

A lengthy discussion was held between the Members of the Council. It was the consensus of opinion of most of the Council Members that the plan would improve the community. The residents were advised that the word "blight" is just a word used to get these structures renovated.

Councilman Tucker expressed his opposition to these blight declarations and questioned whether a blight declaration for 1 Grumman Avenue would be a detriment for neighboring home values.

A motion to permit Mrs. Patricia Bradford, Mr. Isaac Muhammad and Reverend David Burgess to be heard under "Hearings of Citizens" was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- /6-HC-o. MS. PATRICIA BRADFORD, 7 LAUREL PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the necessity of having a census count done on the number of school age children residing in the City, overcrowding in the schools in the Vailsburg area and the need to eliminate bussing.

- /6-HC-p. MR. ISAAC MUHAMMAD, 703 SOUTH 12TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the need for a census count on the number of school age children residing in the City.

President Martinez directed the City Clerk to forward a verbatim transcript of the remarks made by Ms. Patricia Bradford and Mr. Isaac Muhammad to Mr. Eugene Campbell, Executive Superintendent of Schools; Mr. Charles Bell, President, Newark Board of Education and Dr. Saul Cooperman, Commissioner of Education.

- ✓ 6-HC-q. REVEREND DAVID BURGESS addressed the Municipal Council thanking them for adopting a resolution supporting the Defense Economic Adjustment Act (HR 229).

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

- 7-R-a. Resolution designating nine (9) banks as Depositories for funds of the City of Newark, New Jersey. (Broad National Bank-Newark, City National Bank of New Jersey-Newark, Howard Savings Bank-Newark, First Fidelity Bank of New Jersey-Newark, First Jersey National Bank-Jersey City, Midlantic National Bank-Newark, New Jersey Cash Management Fund-Trenton, Hudson City Savings Bank-Paramus and Carteret Savings Bank-Newark) and authorizing investment of idle monies effective through December 31, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-b. Resolution ratifying contract for period January 1, 1987 to February 18, 1987; further authorizing Business Administrator to enter into contract with Raymond D. Egatz, 44 Cedar Cliff Drive, Wayne, New Jersey, 07470, only responsible bid received, To Provide Computer Training Services for Engineering (TRS-80 Computer), for period February 19, 1987 to December 31, 1987; contract shall not exceed \$80,000.; \$10,000. encumbered from 1986 Adopted Budget; expenditure of funds for remainder of contract subject to appropriation of funds in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

This resolution was adopted at a special meeting February 12, 1987.

- 7-R-c. Resolution ratifying contract for period February 1, 1987 to February 18, 1987; further authorizing Acting Director of Development to enter into and execute contract with Integrity Inc., a New Jersey non-profit corporation, for purpose of rehabilitating house located at 105 Lincoln Park, in accordance with Title I eligible activities, for period February 19, 1987 through February 28, 1988, in amount of \$70,000.; funds provided from H.C.D.A. FY XII.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Monteilh, Acting Development Director Lucas, Zoning Officer Krieger met with Council February 17, 1987.)

A motion to defer action on the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-d. Resolution recognizing and commending Thomas A. Banker, Assistant Business Administrator of the City of Newark, on the occasion of his departure from municipal employment after 12 years of extraordinary service.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-e.

Resolution recognizing and commending Newark Police Officers Vincent Gagliano and Anthony Ambrose for their heroic act on September 5, 1986.

(For action on this resolution, see page 1 in the minutes of this meeting.)

✓ 7-R-f.

Resolution recognizing and commending James Johnson, Commissioner of the Newark Housing Authority and President of the Newark Tenants Council, for his many years of outstanding leadership of tenants in the East Ward and throughout the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-g.

Resolution authorizing Director of Finance to issue check in amount of \$105,000., payable to Edward Carbaugh, Jr. and his attorneys, Soriano, Henkel, Gaydos, Marinello, Matthews and Biehl, 314 Broad Street, Bloomfield, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Essex County, Law Division, seeking damages as result of personal injuries allegedly sustained as result of acts by employees of the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Grant met with Council December 8, 1986 and February 17, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-h.

Resolution authorizing Director of Finance to issue check in amount of \$7,500., payable to Guillermo Lopez and his attorney Joseph A. Ginarte, 744 Broad Street, Newark, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, against Nicholas R. Russo and City of Newark, seeking recovery for personal injuries and property damage arising from accident on October 5, 1984 for alleged negligence of Nicholas R. Russo, a City employee assigned to the Division of Parks and Grounds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-i.

Resolution designating stop intersection on North 10th Street and Delavan Avenue; installing stop signs on North 10th Street; pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-j.

Resolution authorizing Director of Finance to issue check in sum of \$1,860. to 274 Lafayette Street Corporation, for refund of overpayments of Newark Payroll Taxes for first quarter of 1986; said overpayment shall be paid out of Budget Operations.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-k.

Resolution authorizing Director of Finance to issue check in sum of \$1,202. to M. Eagles Tool Warehouse, Inc., 178-192 Sherman Avenue, Newark, for refund of overpayments of Newark Payroll Taxes for third quarter of 1986; said overpayment shall be paid out of Budget Operations.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-l.

Resolution authorizing Director of Finance to issue check in sum of \$38.61 to Caceres Hardware & Plumbing Supplies, 677 Mt. Prospect Avenue, Newark, for refund of overpayments of Newark Payroll Taxes for third quarter of 1985; said overpayment shall be paid out of Budget Operations.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-m.

Resolution cancelling assessment on property 980-990 Frelinghuysen Avenue, Block 3773, Lot 52 and 83-89 McClellan Street, Block 5092, Lot 134, owned by National Railroad Passenger Corporation, for years 1983 through 1986; pursuant to provisions of 45 U.S.C.A. § 546 b, said corporation is exempt from any state or local taxes.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-n.

Resolution ratifying contract for period February 1, 1987 to February 18, 1987; further, authorizing Business Administrator to enter into and execute contract with Taggarts Towing, Inc., 110 Evergreen Avenue, Newark, only responsible bidder, to Provide Towing and Storage of Abandoned Vehicles in the South District, for period February 19, 1987 to January 31, 1988; \$16,500. to be paid in quarterly payments as follows: February 1st-\$4,125.; May 1st-\$4,125.; August 1st-\$4,125.; November 1st-\$4,125.; monies received by City of Newark shall be deposited and will become part of General Funds of the City.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

February 18, 1987

7-R-o.

Resolution ratifying contract for period February 1, 1987 to February 18, 1987; further, authorizing Business Administrator to enter into and execute contract with B & C Towing, Inc., 527 Avenue "P", Newark, only responsible bidder, to Provide Towing and Storage of Abandoned Vehicles in the East District, for period February 19, 1987 to January 31, 1988, in amount of \$16,500, to be paid to the City in quarterly amounts as follows: February 1st-\$4,125.; May 1st-\$4,125.; August 1st-\$4,125.; and November 1st-\$4,125.; monies received by City of Newark shall be deposited and will become part of General Funds of the City.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-p.

Resolution ratifying contract for period February 1, 1987 to February 18, 1987; further, authorizing Business Administrator to enter into and execute contract with Dente Brothers Towing, Inc., 27 Raymond Boulevard, Newark, only responsible bidder, to Provide Towing and Storage of Abandoned Vehicles in the West District, for period February 19, 1987 to January 31, 1988, in amount of \$16,500., to be paid to the City in quarterly payments as follows: February 1st-\$4,125.; May 1st-\$4,125.; August 1st-\$4,125.; and November 1st-\$4,125.; monies received by City of Newark shall be deposited and will become part of General Funds of the City.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-q.

Resolution ratifying contract for period February 1, 1987 to February 18, 1987; further authorizing Business Administrator to enter into and execute contract with C & J Towing Service, 183 Orange Street, Newark, only responsible bid received, to Provide Towing and Storage of Abandoned Vehicles in the North District, for period February 19, 1987 to January 31, 1988, in amount of \$16,500., to be paid to the City in quarterly payments as follows: February 1st-\$4,125.; May 1st-\$4,125.; August 1st-\$4,125.; and November 1st-\$4,125.; monies received by City of Newark shall be deposited and will become part of General Funds of the City.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-r.

Resolution authorizing the Director of Finance to apply to the Local Finance Board for approval of an increase in the appropriation for Project No. 2084, Pequannock Water Filtration treatment Facility in the amount of \$13,845,530. in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq. and the conditions imposed by the Board pursuant thereto. (Bond Ordinance 6-S & F-b(S-3) adopted July 16, 1986 and approved by the Local Finance Board on June 17, 1986, for a total appropriation of \$41,845,540.)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Engineering Director Zach met with the Council February 17, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

February 18, 1987

- 7-R-s. Resolution amending 1984 Capital Budget, by increasing Capital Project Number 2084-\$13,845,530., Pequannock Water Filtration Treatment Facility.**
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Engineering Director Zach met with the Council february 17, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-t. Resolution authorizing Director of Health and Human Services to apply for funds from the State Department of Health, Public Health Priority Funding Program, for period January 1, 1987 to December 31, 1987 in amount of \$34,608. (Health Promotion, Health Supervision for Infants and Pre-school Children, Adult Health, Health Services for School Age Children)**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-u. Resolution amending Resolution 7-R-r, April 16, 1986 authorizing Director of Engineering to execute Contract 85-31 with Mt. Hope Rock Products, Inc., 625 Mt. Hope Road, Wharton, lowest responsible bid, for Pavement Replacement (at various locations), for total sum of \$145,967.50, in accordance with specifications; further authorizing Director of Engineering to execute change orders as needed to fulfill the goals of this project in net amount not to exceed an additional \$7,500., by amending the amount of change orders from \$7,500. to \$53,228.75.**
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Engineering Director Zach met with the Council February 17, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-v. Resolution authorizing Mayor and Municipal Comptroller to enter into an agreement with Samuel Klein and Company to audit the City of Newark's Title X Community Development Block Grant with an appropriation amount of \$1,148,750. for an amount not to exceed \$5,000.; no payments to be made until Municipal Council approves the audit reports.**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-w. Resolution accepting audit report from Samuel Klein and Company, Certified Public Accountants for Title X Community Development Block Grant; further, authorizing Municipal Comptroller to pay contracted audit fee of \$5,000.**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-x.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with Ordinance)

870

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-y.

Resolution cancelling outstanding water-sewer liens foreclosed by City pursuant to In-Rem Foreclosures which properties are described on attached Schedule.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-z.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$69,653.92, Nutrition Project for the Elderly.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-ba.

Temporary emergency resolution appropriating \$69,653.92, Nutrition Project for the Elderly (USDA Cash and Project Income); said emergency funds shall be provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-bb.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$492,398., Public Health Priority Funding.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bc.

Temporary emergency resolution appropriating \$492,398., Public Health Priority Funding; said emergency funds shall be provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bd.

Resolution ratifying acceptance of grant award; further, authorizing Director of Health and Human Services to accept funds in sum of \$492,398. from State of New Jersey, Department of Health, for Public Health Priority Funding, for period January 1, 1987 to December 31, 1987; does not require expenditure of any municipal funds or any in-kind match. (Health Promotion; Health Supervision for Infants and Pre-School Children; Adult Health and Health Services for School-Age Children)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-be.

Resolution ratifying contract for period January 1, 1987 to February 18, 1987; further, authorizing Director of Health and Human Services to enter into and execute contract with Ebenezer A. Kuma, M.D., for provision of Pediatric Services, for period February 19, 1987 to December 31, 1987, for maximum sum of \$12,773.25; \$3,193. to cover January 1, 1987 to March 31, 1987; remainder will be contingent upon receipt of Public Health Priority Funding Grant for 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bf.

Resolution ratifying contract for period January 1, 1987 to February 18, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with New Jersey State Department of Health, to continue the Childhood Lead Poisoning Prevention and Control Program (C.L.P.P.C.P.), for period February 19, 1987 to December 31, 1987; estimated budget-\$246,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bg.

Resolution ratifying contract for period January 1, 1987 to February 18, 1987; further, authorizing Director of Health and Human Services to enter into contract with Ultracare, Inc., 144 South Harrison Street, East Orange, lowest responsible bid received, for Providing Nursing Services for the Department of Health and Human Services, for period February 19, 1987 to December 31, 1987; maximum amount of contract is \$250,000.; \$40,440. to cover January 1, 1987 to March 31, 1987; remainder contingent upon receipt of Public Health Priority Funding Grant for 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bh.

Resolution authorizing Director of Engineering to execute Contract 86-19R, Collection of Solid Waste (Five-year Contract) for approximately one-third of the City, with James Petrozello Company, Inc., 1222 Harrison Avenue, Kearny, New Jersey, effective July 5, 1987 (Year 1-\$2,350,000.; Year 2-\$2,400,000.; Year 3-\$2,400,000.; Year 4-\$2,430,000.; Year 5-\$2,430,000.; totalling \$12,010,000.; further, authorizing Director of Engineering to utilize Alternate for the Collection and Removal of Waste, fees as stated in resolution. (This authorization is for areas other than the specified Contract areas, and is to be exercised only upon the express written directive of Director of Engineering); funds provided from monies to be established in a Service Contract Line Item in 1987 Budget Appropriations.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with the Council February 17, 1987)

A motion to table the resolution was made by Councilman Rice.

There was no second to the motion.

872

A motion to defer action on the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez directed the City Clerk to forward proper notices calling for a Special Meeting of the Municipal Council on February 25, 1987, with respect to Resolution 7-R-bh.

/ 7-R-bi.

Resolution recognizing and commending Reverend Levin B. West, Pastor of Grace Reformed Baptist Church, as an outstanding religious and civic leader.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bj.

Resolution approving Constable Bond in the amount of \$1,000. issued to Arthur Parker, as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bk.

Resolution approving Constable Bond in the amount of \$1,000. issued to Sidney Pope, as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bl.

Resolution approving Constable Bond in the amount of \$1,000. issued to Cleave Cutliff, as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bm.

Resolution amending Resolution 7-R-w, August 6, 1986, contract with Guardian Fence Co., 180 Wright Street, Newark, to Provide the Installation of Chain Link Fence, for period July 1, 1986 to June 30, 1987, for \$25,000.; by changing contract amount from \$25,000. to amount not to exceed \$150,000.; no obligation shall be incurred until a certification of funds is issued by Municipal Comptroller.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bn.

Resolution expressing profound sorrow and regret at the passing of Mr. Harrison Ross, Sr., a longstanding and prominent Newark businessman.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- ✓ 7-R-bo. Resolution paying a lasting tribute to the memory of Gloria Mikalenes, and
(A.S.) recognizing and commending the memorial fund so named in her honor.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- ✓ 7-R-bp. Resolution recognizing and commending Andy Hedden of the Super Bowl
(A.S.) XXI Champion Giants on the occasion of his visit to the City of Newark on February 18, 1987.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- ✓ 7-R-bq. Resolution authorizing Director of Health and Human Services to execute a hold
(A.S.) harmless and indemnification agreement providing for the indemnification to Rutger's University for any claims arising out of the use of the Newark Rutger's gymnasium on Sunday, March 8, 1987, for the "Thirteenth Annual Newark Distance Classic".
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- ✓ 7-R-br. Resolution amending Resolution 7-R-n, May 21, 1986, contract with Janice Cherry
(A.S.) Gaynor, R.N., for period June 3, 1986 to May 29, 1987, for provision of medical services to homeless individuals, in amount of \$8,316., by increasing amount of hours of medical services and contract by \$1,008., totalling \$9,324.; additional funds to be provided by Robert Wood Johnson Foundation.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- ✓ 7-R-bs. Resolution amending Resolution 7-R-o, May 21, 1986, contract with Victor W.
(A.S.) Marrero, M.D., for period June 3, 1986 to May 29, 1987, for provision of medical services to homeless individuals, in amount of \$21,853.26, by increasing amount of hours of medical services and contract by \$8,020.22, totalling \$29,873.46.; additional funds to be provided by Robert Wood Johnson Foundation.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- ✓ 7-R-bt. Resolution amending Resolution 7-R-l, May 21, 1986, contract with Priscilla
(A.S.) Harris-Jordan, R.N., for period June 3, 1986 to May 29, 1987, for provision of medical services to homeless individuals, in amount of \$8,274., by increasing amount of hours of medical services and contract by \$1,302., totalling \$9,576.; additional funds to be provided by Robert Wood Johnson Foundation.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-bu.
(A.S.)

Resolution amending Resolution 7-R-p, May 21, 1986, contract with Michalene Bowman, R.N., for period June 3, 1986 to May 29, 1987, for provision of medical services to homeless individuals, in amount of \$6,258., by increasing amount of hours of medical services and contract by \$1,008., totalling \$7,266.; additional funds provided by Robert Wood Foundation.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-by.
(A.S.)

Emergency resolution appropriating \$500,000., Department of Engineering, Division of Sanitation, Other Expenses, Services by Contract or Agreement; said funds shall be provided in 1987 Budget.

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-bw.
(A.S.)

Resolution recognizing and commending Manuel (Slug) Canovas on his retirement as Secretary-Treasurer of Newark Local 1235, International Longshoremen's Association.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-bx.
(A.S.)

Resolution ratifying contract for period January 1, 1987 to February 18, 1987; further, authorizing Director of Health and Human Services to enter into and execute contract with Leo Northington, Jr., D.M.D., for providing high quality dental services at the Newark Division of Health's Dental Clinic, for period February 19, 1987 to December 31, 1987, for maximum amount of \$12,286.65; \$4,000. to cover costs of services for period January 1, 1987 to March 31, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-by.
(A.S.)

Resolution recognizing and commending the Job Grand Lodge of the International Free and Accepted Modern Masons on the occasion of its Fifth Annual Breakfast held February 15, 1987, at the Quality Inn.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-bz.
(A.S.)

Resolution authorizing President of the Municipal Council, on behalf of the City of Newark, to enter into contract with Rutgers University Office of Research and Sponsored Programs for consulting services for the purpose of performing a study of Real Property/Revaluation within the City of Newark for period beginning March 1, 1987 and ending February 28, 1988, for sum of \$50,250. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Not Voting: Councilman Grant.

7-R-ca.
(A.S.)

Resolution expressing profound sorrow and regret at the passing of Willie May Ellis, a tragic victim of hypothermia.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cb.
(A.S.)

Resolution recognizing and commending Carl Banks, of the Super Bowl XXI Champion Giants, on the occasion of his kick-off breakfast to establish the Carl Banks Foundation to be held at the Sheraton Meadowlands on February 22, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cc.
(A.S.)

Resolution recognizing and commending the Giblin Association on the celebration of its 33rd Anniversary on February 15, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cd.
(A.S.)

Resolution amending Resolution 7-R-z, December 4, 1985, authorizing Director of Finance to reissue to Shirley Etzin, General Improvement Bonds, Numbers 3894, 2930, 2931 and 2932, dated September 1, 1980, due September 1, 1999, which were lost, by correcting bond number to read 2894 instead of 3894.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ce.
(A.S.)

Resolution authorizing Central Planning Board to make an investigation and hold public hearings to determine whether City Tax Block 443, Lots 1-21, 31-51 are blighted areas. (Gouverneur Street on the North, Mount Pleasant Avenue on the East, Southerly sideline of Lots 21 and 31 in Block 443 on the South, Broad Street on the West)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cf.
(A.S.)

Resolution authorizing Central Planning Board to make an investigation and hold public hearings to determine whether City Tax Block 260, all lots therein, is a blighted area. (12th Avenue on the North, Bergen Street on the East, 13th Avenue on the South, Camden Street on the West.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

876

✓ 7-R-cg.
(A.S.)

Resolution authorizing Central Planning Board to make an investigation and hold public hearings to determine whether City Tax Block 261, all lots therein, is a blighted area. (13th Avenue on the North, Bergen Street on the East, South Orange Avenue on the South, Camden Street on the West)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-ch.
(A.S.)

Resolution authorizing Central Planning Board to make an investigation and hold public hearings to determine whether City Tax Block 773, Lots 1-5, 42 and 58, is a blighted area. (Montclair Avenue on the North, Broadway on the East, Halleck Street on the South, Summer Avenue on the West.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-ci.
(A.S.)

Resolution authorizing Mayor and Acting Director of Development to execute and enter into Memorandum of Understanding with Nobe Construction Company, 9 Fenwick Street, Newark, New Jersey. (Redeveloper proposed to construct Residential Rehabilitation Project on property located at 753 Clinton Avenue, Block 3011, Lots 45 and 47)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice.

Councilman Tucker stated for the record that this was not a bid situation but was a negotiated situation and, in effect, they were not asking for the best developer or the highest bidder, but someone they would like to see ready to renovate the building. He further stated that consistent with this process he could not support this resolution.

Councilman Tucker requested, through the Chair, the City Clerk be directed to request Acting Director of Development Lucas to forward to the Municipal Council the detailed project proposals submitted by this redeveloper.

The motion was declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
No: Councilman Tucker.

✓ 7-R-cj.
(A.S.)

Resolution authorizing Mayor and Acting Director of Development to execute and enter into Memorandum of Understanding with Waterfront Investment, Inc., 313 First Street, Hoboken, New Jersey. (Redeveloper proposed to construct a Residential Housing Project on Block 776, Lots 1-5, 42 and 58) (Summer Avenue Development Project)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Harris.

Councilman Tucker stated for the record that this was not a bid situation but was a negotiated situation and, in effect, they were not asking for the best developer or the highest bidder, but someone they would like to see ready to renovate the building. He further stated that consistent with this process he could not support this resolution.

Councilman Tucker requested, through the Chair, the City Clerk be directed to request Acting Director of Development Lucas to forward to the Municipal Council the detailed project proposals submitted by this redeveloper.

The motion was declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
No: Councilman Tucker.

7-R-ck.
(A.S.)

Resolution authorizing Mayor and Acting Director of Development to execute and enter into Memorandum of Understanding with Vantage Realty Development Company, 1180 Raymond Boulevard, Newark, New Jersey. (Redeveloper proposed to construct a New Construction Residential Housing Project on Block 443, Lots 1-21, 31-51) (Mount Pleasant Development Project)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant.

Councilman Tucker stated for the record that this was not a bid situation but was a negotiated situation and, in effect, they were not asking for the best developer or the highest bidder, but someone they would like to see ready to renovate the building. He further stated that consistent with this process he could not support this resolution.

Councilman Tucker requested, through the Chair, the City Clerk be directed to request Acting Director of Development Lucas to forward to the Municipal Council the detailed project proposals submitted by this redeveloper.

The motion was declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
No: Councilman Tucker.

7-R-cl.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 3701, Lot 1, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM87005, January 23, 1987)(Also known as 163-169 Chancellor Avenue)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice.

Councilman Tucker stated for the record that in this matter no citizens were notified of these particular blight determinations, that it is his belief that it is illegal irregardless of the legal opinion of the Law Department to, in effect, hold a blight hearing without notifying at least the people within 200 feet in the particular area and that the documentation that was submitted to the Planning Board above and beyond that submitted by the licensed planner was certified and acceptable, the other documentation there was not certification - no proof of certified experts. Consistent with that he could not support these determinations.

The motion was declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
No: Councilman Tucker.

7-R-cm.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 3565, Lots 26 and 28, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM87005, January 23, 1987) (Also known as 10-16 Custer Place)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Harris.

Councilman Tucker stated for the record that in this matter no citizens were notified of these particular blight determinations, that it is his belief that it is illegal irregardless of the legal opinion of the Law Department to, in effect, hold a blight hearing without notifying at least the people within 200 feet in the particular area and that the documentation that was submitted to the Planning Board above and beyond that submitted by the licensed planner was certified and acceptable, the other documentation there was not certification - no proof of certified experts. Consistent with that he could not support these determinations.

The motion was declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
No: Councilman Tucker.

✓ 7-R-cn.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 3565, Lot 22, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM87005, January 23, 1987) (Also known as 18-26 Custer Place)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice.

Councilman Tucker stated for the record that in this matter no citizens were notified of these particular blight determinations, that it is his belief that it is illegal irregardless of the legal opinion of the Law Department to, in effect, hold a blight hearing without notifying at least the people within 200 feet in the particular area and that the documentation that was submitted to the Planning Board above and beyond that submitted by the licensed planner was certified and acceptable, the other documentation there was not certification - no proof of certified experts. Consistent with that he could not support these determinations.

The motion was declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,
President Martinez.
No: Councilman Tucker.

✓ 7-R-co.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 3646, Lot 18, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM87005, January 23, 1987) (Also known as 19-21 Lyons Avenue)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilwoman Villani.

Councilman Tucker stated for the record that in this matter no citizens were notified of these particular blight determinations, that it is his belief that it is illegal irregardless of the legal opinion of the Law Department to, in effect, hold a blight hearing without notifying at least the people within 200 feet in the particular area and that the documentation that was submitted to the Planning Board above and beyond that submitted by the licensed planner was certified and acceptable, the other documentation there was not certification - no proof of certified experts. Consistent with that he could not support these determinations.

The motion was declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,
President Martinez.
No: Councilman Tucker.

✓ 7-R-cp.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 3637, Lots 2 and 4, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM87005, January 23, 1987) (Also known as 521-527 Elizabeth Avenue)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Carrino.

Councilman Tucker stated for the record that in this matter no citizens were notified of these particular blight determinations, that it is his belief that it is illegal irregardless of the legal opinion of the Law Department to, in effect, hold a blight hearing without notifying at least the people within 200 feet in the particular area and that the documentation that was submitted to the Planning Board above and beyond that submitted by the licensed planner was certified and acceptable, the other documentation there was not certification - no proof of certified experts. Consistent with that he could not support these determinations.

The motion was declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,
President Martinez.
No: Councilman Tucker.

7-R-cg.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 3685, Lot 8, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM87005, January 23, 1987) (823-829 Elizabeth Avenue a/k/a 1 Grumman Avenue)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

No: Councilman Tucker.

Councilman Tucker requested the following statement be incorporated into the minutes of this meeting.

"My way of dealing with this issue is just being straightforward, as I deal with all of my issues which I believe are important. One, I just think it is horrible to sit down in here and the taxpayers have to run to the City to find out whether or not they are going to be blighting their land. I think it's horrible to have the staff of the Mayor's Office tell a tax-payer that no matter what you say, no matter what you do, Sharpe is going to blight this building. Now that happened. I think that it is horrible to basically go to the point of looking at the Law Department and having a legal opinion developed that I believe to be really kind of bogus. I have of yet to hear anything that says that an ordinance is inapplicable to the blight and redevelopment recommended by the Central Planning Board. I have never heard a legal opinion that says it is inapplicable. The other fact I want to make very clear the Ordinance that was approved by me or developed by me in 1977, and was submitted, was voted on by all the members who are currently now on the Council with the exception of George Branch, Ronald Rice and Donald Payne. It's not a new ordinance. All it basically and simply says was that if you are going to blight an area you should at least notify the adjacent homeowners and I think that the question we are dealing with here tonight is that the adjacent homeowners were not notified and it was not an accidental process but in reality was one that was conspired to make sure that they were not notified. I'm not going to try in any way whatsoever to say that the actions in the Planning Board were thorough, efficient or professional. I just think that it would be better to just tell you that it was a "slop-job". Those people never listened to the residents; they didn't have anything whatsoever to say. They had the representative from the Law Department, who said that you don't have to notify people in the community, just reaffirm and what he said was what Glenn Grant said today. I just think that this City could only move forward working in concert with people. It's not going to move forward by working and having a disdain for people. All the people that I am talking to specifically relate to the blight declaration. All of my comments are related to the blight declaration on One Grumman Avenue. I'm not dealing with the other ones even though I believe that a similar situation applies. Some of the people at the Planning Board who were here last night were dealing with other locations. I'm not totally familiar with all of them but I do know what has taken place in regard to notification and involving homeowners to participate. I'm hopeful, at least, that whatever has been said by the staff will in reality take place. I want to be very frank, I'm skeptical in that regard. But, I think my skepticism is directly related to the fact that this situation was done in the dark and then shammed out and then eventually had to come to light based on the effort of people just as myself. I'm not happy with the determination which I believe that the Council is going to make but you will have to live with that, not me. I feel very fine about my own particular position and I feel very sure that my position was right and that the people in the community were in support of that particular perspective. I hope that what you believe is true, is reality, that that building will be developed. I find it difficult, because I'm looking here at the designation of the developer and it says One Grumman Associates located in Hillside, New Jersey. There is no listing of Board of Directors who are members here. There are no pre-qualifications to let me know whether or not these people have had an interaction in developing housing in the past, but it's on the agenda and it's up for a vote so it depends on the majority vote of the Council. I have a right to pinpoint my concerns, I've done that and I'd like to thank my colleagues for giving the people from my community the opportunity to at least make representation on this issue."

7-R-cr.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 3706, Lot 17, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Executive Order PM87005, January 23, 1987) (Also known as 218-228 Chancellor Avenue)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch.

Councilman Tucker stated for the record that in this matter no citizens were notified of these particular blight determinations, that it is his belief that it is illegal irregardless of the legal opinion of the Law Department to, in effect, hold a blight hearing without notifying at least the people within 200 feet in the particular area and that the documentation that was submitted to the Planning Board above and beyond that submitted by the licensed planner was certified and acceptable, the other documentation there was not certification - no proof of certified experts. Consistent with that he could not support these determinations.

The motion was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,
President Martinez.

No: Councilman Tucker.

7-R-cs.
(A.S.)

Resolution designating Cali Associates, 11 Commerce Drive, Cranford, New Jersey, as the Redeveloper for the Elizabeth Avenue Redevelopment Project on Block 3646, Lot 18, a/k/a/ 19-31 Lyons Avenue. (Redeveloper proposed to rehabilitate said property for residential occupancy)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Harris.

Councilman Tucker requested, through the Chair, that the City Clerk be directed to request Acting Director of Development Lucas to forward to the Members of the Municipal Council the detailed project proposals submitted by this redeveloper.

The motion was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,
President Martinez.

Not Voting: Councilman Tucker.

7-R-ct.
(A.S.)

Resolution designating Johnson and Son Realty, Incorporated, 368 Avon Avenue, Newark, New Jersey, as the Redeveloper for the Elizabeth Avenue Redevelopment Project on Block 3701, Lot 1, a/k/a/ 163-169 Chancellor Avenue. (Redeveloper proposed to rehabilitate said property for residential occupancy)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch.

Councilman Tucker requested, through the Chair, that the City Clerk be directed to request Acting Director of Development Lucas to forward to the Members of the Municipal Council the detailed project proposals submitted by this redeveloper.

The motion was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,
President Martinez.

Not Voting: Councilman Tucker.

February 18, 1987

7-R-cu.
(A.S.)

Resolution designating Johnson and Son Realty, Incorporated, 368 Avon Avenue, Newark, New Jersey, as the Redeveloper for the Elizabeth Avenue Redevelopment Project on Block 3706, Lot 17, a/k/a/ 218-228 Chancellor Avenue. (Redeveloper proposed to rehabilitate said property for residential occupancy)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Grant.

Councilman Tucker requested, through the Chair, that the City Clerk be directed to request Acting Director of Development Lucas to forward to the Members of the Municipal Council the detailed project proposals submitted by this redeveloper.

The motion was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,

President Martinez.

Not Voting: Councilman Tucker.

7-R-cv.
(A.S.)

Resolution designating Alpert & Alpert Company, 330 - 7th Avenue, New York, New York, as the Redeveloper for the Elizabeth Avenue Redevelopment Project for Block 3565, Lot 22, a/k/a 18-26 Custer Place. (Redeveloper proposed to rehabilitate said property for residential occupancy)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Harris.

Councilman Tucker requested, through the Chair, that the City Clerk be directed to request Acting Director of Development Lucas to forward to the Members of the Municipal Council the detailed project proposals submitted by this redeveloper.

The motion was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,

President Martinez.

Not Voting: Councilman Tucker.

7-R-cw.
(A.S.)

Resolution designating Alpert & Alpert Company, 330 - 7th Avenue, New York, New York, as the Redeveloper for the Elizabeth Avenue Redevelopment Project for Block 3565, Lots 26-28, a/k/a 10-16 Custer Place. (Redeveloper proposed to rehabilitate said property for residential occupancy)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Martinez.

Councilman Tucker requested, through the Chair, that the City Clerk be directed to request Acting Director of Development Lucas to forward to the Members of the Municipal Council the detailed project proposals submitted by this redeveloper.

The motion was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,

President Martinez.

Not Voting: Councilman Tucker.

✓ 7-R-cx.
(A.S.)

Resolution designating Alpert & Alpert Company, 330 - 7th Avenue, New York, New York, as the Redeveloper for the Elizabeth Avenue Redevelopment Project for Block 3637, Lots 2, 4, a/k/a/ 521-527 Elizabeth Avenue. (Redeveloper proposed to rehabilitate said property for residential occupancy)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice.

Councilman Tucker requested, through the Chair, that the City Clerk be directed to request Acting Director of Development Lucas to forward to the Members of the Municipal Council the detailed project proposals submitted by this redeveloper.

The motion was declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,
President Martinez.
Not Voting: Councilman Tucker.

✓ 7-R-cy.
(A.S.)

Resolution designating #1 Grumman Avenue Rehab Corporation, 1446 North Broad Street, Hillside, New Jersey, as the Redeveloper for the Elizabeth Avenue Redevelopment Project for Block 3685, Lot 8, 823-829 Elizabeth Avenue, a/k/a 1 Grumman Avenue. (Redeveloper proposed to rehabilitate said property for residential occupancy)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilwoman Villani.

Councilman Tucker requested, through the Chair, that the City Clerk be directed to request Acting Director of Development Lucas to forward to the Members of the Municipal Council the detailed project proposals submitted by this redeveloper.

The motion was declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,
President Martinez.
No: Councilman Tucker.

✓ 7-R-cz.
(A.S.)

Resolution authorizing Mayor and Acting Director of Development to execute and enter into Memorandum of Understanding with G.A.B. Development Company, 257 South 11th Street, Newark, New Jersey. (Redeveloper proposed to construct a Residential New Construction Affordable Housing Project on Block 293, Lots 6-25, 32, 34-43 and Block 300, Lots 2, 7, 8, 14, 15, 16, 17, 19, 23, 24, 25, 26, 29, 30, 31, 34, 36, 37, 39, 51, 52, 54, 55, 57, 58, 60, 61, 62, 63) (Littleton Avenue Development Project)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino.

Councilman Tucker stated for the record that this was not a bid situation but was a negotiated situation and, in effect, they were not asking for the best developer or the highest bidder, but someone they would like to see ready to renovate the building. He further stated that consistent with this process he could not support this resolution.

Councilman Tucker requested, through the Chair, the City Clerk be directed to request Acting Director of Development Lucas to forward to the Municipal Council the detailed project proposals submitted by this redeveloper.

The motion was declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,
President Martinez.
Not Voting: Councilman Tucker.

7-R-da.
(A.S.)

Resolution authorizing Mayor and Acting Director of Development to execute and enter into Memorandum of Understanding with University Heights Neighborhood Development Corporation, 402 Fabyan Place, Newark, New Jersey. (Redeveloper proposed to construct a Residential Affordable Housing Project on Block 294, Lots 1-3, 6, 9-40, 43-53 and Block 299, Lots 1-13, 16, 22, 31, 37-52) (Fairmount Avenue Development Project)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris.

Councilman Tucker stated for the record that this was not a bid situation but was a negotiated situation and, in effect, they were not asking for the best developer or the highest bidder, but someone they would like to see ready to renovate the building. He further stated that consistent with this process he could not support this resolution.

Councilman Tucker requested, through the Chair, the City Clerk be directed to request Acting Director of Development Lucas to forward to the Municipal Council the detailed project proposals submitted by this redeveloper.

The motion was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,
President Martinez.

Not Voting: Councilman Tucker.

7-R-db.
(A.S.)

Resolution authorizing Mayor and Acting Director of Development to execute and enter into Memorandum of Understanding with Nobe Construction Company, 9 Fenwick Street, Newark, New Jersey. (Redeveloper proposed to construct a New Construction Residential Affordable Housing Project on Block 360, Lots 13-26, 28, 36, 40, 41) (South 15th Street Project II)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant.

Councilman Tucker stated for the record that this was not a bid situation but was a negotiated situation and, in effect, they were not asking for the best developer or the highest bidder, but someone they would like to see ready to renovate the building. He further stated that consistent with this process he could not support this resolution.

Councilman Tucker requested, through the Chair, the City Clerk be directed to request Acting Director of Development Lucas to forward to the Municipal Council the detailed project proposals submitted by this redeveloper.

The motion was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,
President Martinez.

Not Voting: Councilman Tucker.

7-R-dc.
(A.S.)

Resolution authorizing Mayor and Acting Director of Development to execute and enter into Memorandum of Understanding with Urban Development Management, Inc., 34 Prospect Street, East Orange, New Jersey. (Redeveloper proposed to construct a Residential Rehabilitation and New Construction Mixed Housing Project on Block 99, Lots 6-9, 11-13, 15, 30, 32-38, 40, Block 100, Lots 5-8, 17-20, 23-25, 27-31) (Arlington Street Development Project)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant.

Councilman Tucker stated for the record that this was not a bid situation but was a negotiated situation and, in effect, they were not asking for the best developer or the highest bidder, but someone they would like to see ready to renovate the building. He further stated that consistent with this process he could not support this resolution.

Councilman Tucker requested, through the Chair, the City Clerk be directed to request Acting Director of Development Lucas to forward to the Municipal Council the detailed project proposals submitted by this redeveloper.

The motion was declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,
 President Martinez.
 Not Voting: Councilman Tucker.

7-R-dd.
 (A.S.)

Resolution supporting "The Central Ward Conference: The next 10 Years," to be held February 27-28, 1987, at Camden Middle School, and urging community leaders and citizens to participate in this historic gathering.

President Martinez read the resolution.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.

7-R-de.
 (A.S.)

Resolution expressing profound sorrow and regret at the passing of Arthur J. Dahl, father of Gregory Dahl, an employee in the Office of the City Clerk.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.

7-R-df.
 (A.S.)

Resolution authorizing Business Administrator to execute two-year contract with Hospital Service Plan of New Jersey (Blue Cross), commencing March 1, 1987 and terminating February 28, 1989, for provision of prescription plan services for all eligible active employees and certain retirees, and for the qualified dependents of these employees and retirees, as previously determined by arbitration proceedings and through labor negotiations; cost for remainder of 1987 shall not exceed \$803,000.; cost of continuing to provide this benefit during subsequent years shall be contingent upon the appropriation of budget funds for those years. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40:11-5(m))
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.

7-R-dg.
 (A.S.)

Resolution authorizing Mayor and Director of Health and Human Services to enter into agreement with United States Department of Housing and Urban Development to receive an Emergency Shelter Grant in amount of \$36,000. and implement program described in application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
 President Martinez.

885

A motion to remove from the Table "Resolution ratifying contract for period December 1, 1986 to December 18, 1986, further authorizing Acting Director of Development to enter into and execute contract with North Ward Senior Center, Inc., a New Jersey non-profit corporation, for period December 19, 1986 to December 31, 1987, for providing a full range of social services to the North Ward Stars Seniors, residing in low and moderate income areas of the North Ward, in accordance with Title I eligible activities; said Center to receive funds totalling \$50,000.; funds available from H.C.D.A. FY XII funds", (Resolution 7-R-cd (A.S.) December 18, 1986) was made by Councilman Harris, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dh.
(A.S.)

Resolution ratifying contract for period December 1, 1986 to February 18, 1987; further authorizing Acting Director of Development to enter into and execute contract with North Ward Senior Center, Inc., a New Jersey non-profit corporation, for period February 19, 1987 to December 31, 1987, for providing a full range of social services to the North Ward Stars Seniors, residing in low and moderate income areas of the North Ward, in accordance with Title I eligible activities; said Center to receive funds totalling \$50,000.; funds available from H.C.D.A. FY XII funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled December 18, 1986)

(Resolution removed from the table February 18, 1987)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-di.
(A.S.)

Resolution urging the City Administration, in concert with the Tax Assessor, to immediately explore the feasibility of tailoring the assessment on all new single family homes in Newark so that the property tax burden is not confiscatory.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dj.
(A.S.)

Resolution designating the corner of Wilbur Avenue and Bergen Street as Dr. Benjamin F. Johnson Plaza, in appreciation of Reverend Johnson's invaluable contributions to the City of Newark.

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dk.
(A.S.)

Resolution declaring an emergency exists as to an "Ordinance amending Title 23:5-3.1, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by imposing a minimum fine of \$100.00 but not to exceed \$1,000.00)," Ordinance 6-Ph, S & F-j, being finally adopted on February 18, 1987, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with N.J.S.A. 40:69A-181(b).

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-d1.
(A.S.)

Resolution declaring an emergency exists as to an "Ordinance to repeal Title 23:5-3.2, Parking Prohibited between Midnight and 5:00 A.M. for Trucks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented," Ordinance 6-PH, S & F-i, being finally adopted February 18, 1987, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with N.J.S.A. 40:69A-181(b).

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dm.
(A.S.)

Resolution authorizing transfer of reserve funds from Department of City Clerk and Municipal Council, City Clerk's Office, Personnel Services, Regular Salaries and Wages-\$160,955., to Services by Contract or Agreement-\$111,955., Equipment-\$42,500., Miscellaneous-\$6,500., totalling \$160,955.; pursuant to N.J.S.A. 40A:4-59.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

MOTIONS.

7-M-a.

A MOTION SUPPORTING THE PROPOSAL TO CONSTRUCT A MONORAIL SYSTEM EXTENDING FROM PENNSYLVANIA STATION, NEWARK TO NEWARK INTERNATIONAL AIRPORT WITH SAID SYSTEM TO PROVIDE A SUITABLE NUMBER OF STOPS AT STATIONS ESTABLISHED BETWEEN THESE TWO POINTS AND DIRECTING THE CITY CLERK TO FORWARD A COPY OF THIS MOTION TO GOVERNOR THOMAS KEAN; ESSEX COUNTY DELEGATION TO THE STATE LEGISLATURE; MR. ROBERT LITTELL, ASSEMBLYMAN; HON. SHARPE JAMES, MAYOR OF THE CITY OF NEWARK AND MR. STEPHEN BERGER, EXECUTIVE DIRECTOR OF PORT AUTHORITY OF NEW YORK AND NEW JERSEY was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-b.

A MOTION REQUESTING THE LAW DEPARTMENT TO PREPARE AN ORDINANCE REQUIRING PRIVATE PARKING FACILITIES WITH MORE THAN FIFTY (50) PARKING SPACES TO HAVE SECURITY DURING WORKING HOURS was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-c.

A MOTION REQUESTING THE LAW DEPARTMENT TO PREPARE A RESOLUTION ESTABLISHING A REVOLVING FUND FOR THE REPLACEMENT OF EMERGENCY VEHICLES was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-d.

A MOTION REQUESTING THE LAW DEPARTMENT TO PREPARE AN ORDINANCE REQUIRING MANDATORY AIDS TESTING FOR MARRIAGE LICENSE APPLICANTS was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-e.

A MOTION DIRECTING THAT THE NEWARK MUNICIPAL COUNCIL BECOME A MEMBER OF THE NATIONAL CONFERENCE ON PUBLIC EMPLOYEES RETIREMENT SYSTEMS AND DESIGNATING BEN KRUSCH AS REPRESENTATIVE OF THE COUNCIL AT THE MEETINGS OF SAID ORGANIZATION was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-f.

A MOTION CONGRATULATING MAYOR SHARPE JAMES ON HIS 51ST BIRTHDAY ON FEBRUARY 20, 1987 was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-g.

A MOTION CONGRATULATING THEIR COLLEAGUE, THE HONORABLE DONALD TUCKER, FOR BEING HONORED BY THE ESSEX COUNTY BOARD OF CHOSEN FREEHOLDERS FOR HIS CONTRIBUTIONS TO THE COMMUNITY WHICH HAS EXEMPLIFIED THE VALUES AND IDEALS OF THE LATE DR. MARTIN LUTHER KING, JR. was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-h.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ULEY CAMPBELL, MOTHER OF REVEREND S. PETER CAMPBELL was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-i.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. PHILLIP INSABELLA, A PROMINENT ATTORNEY OF THE GREATER NEWARK AREA FOR THE PAST 50 YEARS was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-j.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ANN PANNULLA was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-k.

A MOTION EXTENDING BEST WISHES TO SERGEANT HERBERT FRIDAY OF THE NEWARK POLICE DEPARTMENT FOR A SPEEDY RECOVERY FROM HIS SERIOUS AILMENT was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.

✓ 8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received February 6, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986 as amended. (To create the title of Principal Clerk Typist, Bilingual in Spanish and English in the Department of Land Use Control.)"

(Principal Clerk Typist,
Bilingual in Spanish and
English (35 Hours) \$12,167.63 - \$14,790.93)
(Creating title in Department of Land Use Control, Division of Permits and
Licenses. Represented by Essex Council #1, Civil Service Association. No fiscal
impact since this will replace a title at same salary range)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 4, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received February 6, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor,' (6-S & F-x) adopted July 16, 1986 as amended and supplemented. (To create the title of Senior Accountant, thirty-five hours and to delete the title of Senior Accountant, Health and Human Services and Senior Accountant, thirty-seven and one-half hours.)"

(Senior Accountant,
(35 Hours) \$18,179.22 - \$22,096.13)
(Change in hours from 37½ to 35 hours per week; like decrease in salary. Fiscal
impact will result in a cost savings to City.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 4, 1987 the Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 8-c.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require certain notice requirements on all matters coming before the Central Planning Board."
(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 4, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 8-d.
(A.S.)

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received February 17, 1987, nominating, subject to confirmation, Mr. David Lampel, Senior Vice President, Inner City Broadcasting Corporation, to the Board of Directors of the Newark Watershed Conservation and Development Corporation.

(Copy of communication submitted to each Member of the Council)
(Mr. Lampel met with the Council February 18, 1987.)

A motion to confirm the nomination of Mr. David Lampel, Senior Vice President, Inner City Broadcasting Corporation, to the Board of Directors of the Newark Watershed Conservation and Development Corporation.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: This nomination is confirmed.

889

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

- 9-a. Communication from Business Administrator Monteilh, received January 27, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977 as amended and supplemented. (To create the title of Assistant Director of Finance in the Department of Finance)."
 (Assistant Director of Finance \$41,343.60 - \$50,254.15)
 (New title in Department of Finance. Not represented by any bargaining unit. Fiscal impact indeterminable at this time since position will be filled at a later date.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the ordinance to Administration per their request was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from January 28, 1987 to February 5, 1987:

BINGO LICENSES

None.

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Clare's Riverside Health Care Foundation	9689
Essex-West Hudson Federation of Holy Name Societies	9690
St. Benedict's	
St. Casimir's Parent Teachers Association	9691
North Ward Center	9692
Newark Lions Club	9693
Optimist Club of Ironbound	9694
Parent Association of st. Benedict's Elementary School	9695

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

February 18, 1987

890

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

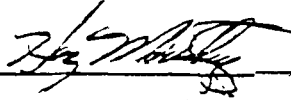
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

The meeting adjourned at 1:16 A.M, Thursday, February 19, 1987.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Chamber, City Hall, Newark, New Jersey.

City Clerk Marasco called the meeting to order and asked for roll call at 3:55 P. M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

City Clerk Marasco read letter dated February 19, 1987, from Council President Henry Martinez, calling a special meeting of the Municipal Council for Tuesday, February 24, 1987, at 11:00 A. M., in the Council Chamber, Second Floor, City Hall, Newark, to discuss the following legislation:

Resolution authorizing Director of Engineering to execute Contract 86-19R, Collection of Solid Waste (Five-year Contract) for approximately one-third of the City, with James Petrozello Company, Inc., 1222 Harrison Avenue, Kearny, New Jersey, effective July 6, 1987 (Year 1-\$2,350,000.; Year 2-\$2,400,000.; Year 3-\$2,400,000.; Year 4-\$2,430,000.; Year 5-\$2,430,000.; totalling \$12,010,000.; further, authorizing Director of Engineering to utilize Alternate for the Collection and Removal of Waste, fees as stated in resolution. (This authorization is for areas other than the specified Contract areas, and is to be exercised only upon the express written directive of Director of Engineering); funds provided from monies to be established in a Service Contract Line Item in 1987 Budget Appropriations. (Resolution 7-R-bh, deferred February 18, 1987)

Ordinance amending Section 23:15-1, Stop Intersections, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersections of Abington Avenue and Ridge Street, Berkeley Avenue and Ridge Street, Berkeley Avenue and Parker Street, Delavan Avenue and Parker Street. (6-Ph, S & F-b, deferred February 18, 1987)

Resolution designating Stop Intersections on Abington Avenue and Ridge Street, Berkeley Avenue and Ridge Street, Berkeley Avenue and Parker Street, Delavan Avenue and Parker Street.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on February 19, 1987, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence, the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members present select another hour or day.'"

City Clerk Marasco adjourned the meeting until Wednesday, February 25, 1987 at 11:00 A. M.

This meeting adjourned at 3:56 P. M.

APPROVED:



Robert P. Marasco
City Clerk

An adjourned meeting of a special meeting of February 24, 1987, of the Municipal Council, was held on the above date, in the Council Chamber, City Hall, Newark, New Jersey, at 11:30 A. M.

892

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Carrino, Grant, Harris, Villani, President Martinez,
City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Branch, Payne, Rice, Tucker.

(Councilman Tucker arrived 11:31 A. M.)

(Councilman Rice arrived 11:32 A. M.)

City Clerk Marasco read letter dated February 19, 1987, from Council President Henry Martinez, calling a special meeting of the Municipal Council for Tuesday, February 24, 1987, at 11:00 A. M., in the Council Chamber, Second Floor, City Hall, Newark, to discuss the following legislation:

Resolution authorizing Director of Engineering to execute Contract 86-19R, Collection of Solid Waste (Five-year Contract) for approximately one-third of the City, with James Petrozello Company, Inc., 1222 Harrison Avenue, Kearny, New Jersey, effective July 6, 1987 (Year 1-\$2,350,000.; Year 2-\$2,400,000.; Year 3-\$2,400,000.; Year 4-\$2,430,000.; Year 5-\$2,430,000.; totalling \$12,010,000.; further, authorizing Director of Engineering to utilize Alternate for the Collection and Removal of Waste, fees as stated in resolution. (This authorization is for areas other than the specified Contract areas, and is to be exercised only upon the express written directive of Director of Engineering); funds provided from monies to be established in a Service Contract Line Item in 1987 Budget Appropriations. (Resolution 7-R-bh, deferred February 18, 1987)

Ordinance amending Section 23:15-1, Stop Intersections, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersections of Abington Avenue and Ridge Street, Berkeley Avenue and Ridge Street, Berkeley Avenue and Parker Street, Delavan Avenue and Parker Street.
(6-Ph, S & F-b, deferred February 18, 1987)

Resolution designating Stop Intersections on Abington Avenue and Ridge Street, Berkeley Avenue and Ridge Street, Berkeley Avenue and Parker Street, Delavan Avenue and Parker Street.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on February 19, 1987, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

ORDINANCES ON SECOND READING AND FINAL PASSAGE:

President Martinez called for ordinances on second reading and final passage.

✓ **6-S & F-a. (S)**

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-1, Stop Intersections, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersections of Abington Avenue and Ridge Street, Berkeley Avenue and Ridge Street, Berkeley Avenue and Parker Street, Delavan Avenue and Parker Street.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

FEBRUARY 25, 1987

A motion to adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Villani, President Martinez.

Absent: Councilmen Branch, Payne, Rice, Tucker.

President Martinez: The yeses are five, the noes are none and four absent.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Councilman Rice arrived after Resolution 7-R-a(S) and requested to be recorded in the affirmative on Ordinance 6-S & F-a(S).

A motion to adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Villani, President Martinez.

Absent: Councilmen Branch, Payne, Tucker.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

RESOLUTIONS.

7-R-a. (S)

Resolution authorizing Director of Engineering to execute Contract 86-19R, Collection Solid Waste (Five-year Contract) for approximately one-third of the City, with James Petrozello Company, Inc., 1222 Harrison Avenue, Kearny, New Jersey, effective July 6, 1987 (Year 1-\$2,350,000.; Year 2-\$2,400,000.; Year 3-\$2,400,000.; Year 4-\$2,430,000.; Year 5-\$2,430,000.; totalling \$12,010,000.; further, authorizing Director of Engineering to utilize Alternate for the Collection and Removal of Waste, fees as stated in resolution. (This authorization is for areas other than the specified Contract areas, and is to be exercised only upon the express written directive of Director of Engineering); funds provided from monies to be established in a Service Contract Line Item in 1987 Budget Appropriations.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Mayor James, Business Administrator Monteilh and Engineering Director Zach met with the Council February 24, 1987)

(Councilman Tucker arrived 11:31 A. M.)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Payne, Rice.

(Councilman Rice arrived 11:32)

Councilman Rice requested to be recorded in the negative on Resolution 7-R-a.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Tucker, Villani, President Martinez.

No: Councilman Rice.

Absent: Councilmen Branch, Payne.

7-R-b. (S)

Resolution designating stop Intersections on Abington Avenue and Ridge Street (Stop Signs on Ridge Street); Berkeley Avenue and Ridge Street (Stop Signs on Ridge Street); Berkeley Avenue and Parker Street (Stop Signs on Parker Street); Delavan Avenue and Parker Street (Stop Signs on Parker Street); pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Payne.

MOTIONS.

√ 7-M-a.(S)

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH DIRECTOR OF ENGINEERING ZACH TO DEVELOP A POLICY TO PROVIDE SUITABLE BUS SHELTERS IN THE IMMEDIATE AREA WHERE SENIOR CITIZENS HOUSING IS LOCATED; FURTHER, THAT SAID BUS SHELTERS WOULD BE MAINTAINED JOINTLY BY THE HOUSING SPONSOR(S) AND THE CITY OF NEWARK, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Payne.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Payne.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

Newark, New Jersey, March 4, 1987

895

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:09 P.M.

The audience arose for the National Anthem.

The invocation was offered by Reverend Manuel A. Cruz, Sacred Heart Cathedral.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Harris, Rice, Tucker, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Alison Jones, Lieutenant Raymond Gilhooley and Detective James Reed, Sergeants-At-Arms.

Absent: Councilmen Carrino, Grant, Payne, Villani.

(Councilman Grant arrived at 1:14 P.M.)

(Councilman Payne arrived at 1:20 P.M.)

(Councilwoman Villani arrived at 1:44 P.M.)

(Councilman Carrino arrived at 1:50 P.M.)

President Martinez stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on February 27, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

(Councilman Grant arrived 1:14 P.M.)

A motion to consider Resolution 7-R-bm, December 18, 1986 at this time was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Villani.

✓ Resolution recognizing and commending Ben Krusch for his 32 years as chairman of the Employees Retirement System for the City of Newark and his exemplary service to the employees of the City of Newark.

Councilman Tucker read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Mr. Krusch.

Mr. Krusch expressed his gratitude to the Members of the Council for the presentation of this resolution.

(Councilman Payne arrived at 1:20 P.M.)

A motion to consider Resolution 7-R-by (A.S.) at this time was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Villani.

✓ 7-R-by. Resolution recognizing and commending Edward Baguer for his outstanding
(A.S.) athletic achievements within the sport of fencing.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Villani.

March 4, 1987

896

President Martinez read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Mr. Baguer.

Mr. Baguer thanked the Municipal Council for honoring him in this fashion.

A motion to consider Resolution 7-R-d, December 18, 1986 at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen

Absent: Councilmen

✓ **Resolution recognizing and commending Thomas A. Banker, Assistant Business Administrator of the City of Newark, on the occasion of his departure from Municipal Employment after 12 years of extraordinary service.**

President Martinez read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Mr. Banker.

The Members of the Municipal Council commented on Mr. Banker's dedication during the past 12 years and wished Mr. Banker good luck on his future endeavors.

Mr. Banker expressed his deep appreciation to the Members of the Council for presenting him with this great honor.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

✓ 4-a. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority of the City of Newark, held January 15, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Villani.

/ 4-b. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held January 15, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Villani.

/ 4-c. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-North, held January 15, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Villani.

/ 4-d. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-South, held January 15, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Villani.

4-e.

The City Clerk presented **Copy of Minutes of Meeting of Board of Adjustment, held February 10, 1987.**

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Villani.

4-f.

The City Clerk presented **1986 Annual Report of Division of Central Purchase.**

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Villani.

4-g.

The City Clerk presented **1986 Annual Report of Department of Engineering.**

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Villani.

4-h.

The City Clerk presented **Copy of Minutes of Meeting of Second River Joint Meeting, held December 10, 1986.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Villani.

A motion to consider Resolution 7-R-cj (A.S.) at this time was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following vote:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

(Councilwoman Villani arrived at 1:44 P.M.)

7-R-cj.
(A.S.)

Resolution authorizing transfer of Housing and Community Development Act XII Funds, from Housing Assistance Fund, Other Expenses \$56,000., to Roseville Coalition West Ward Rehabilitation, Other Expenses \$28,000., and Coalition Six, Other Expenses \$28,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

A motion to table the resolution was made by Councilman Harris.

There was no second to the motion.

A lengthy discussion was held by the Members of the Municipal Council.

A motion to separate the two projects into two resolutions was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

/ 7-R-cj.
(A.S.)

Resolution authorizing transfer of Housing and Community Development Act XII Funds, from Housing Assistance Fund, Other Expenses, \$28,000., to Roseville Coalition, West Ward Rehabilitation, Other Expenses, \$28,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez directed the City Clerk to forward proper notices calling for a Special Meeting of the Municipal Council on March 10, 1987 with respect to Resolution 7-R-cj (A.S.).

/ 7-R-cj-1.
(A.S.)

Resolution authorizing transfer of Housing Community Development Act XII Funds, from Housing Assistance Fund, Other Expenses, \$28,000., to Coalition Six, Other Expenses, \$28,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez directed the City Clerk to forward proper notices calling for a Special Meeting of the Municipal Council on March 10, 1987 with respect to Resolution 7-R-cj-1 (A.S.).

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

/ 6-F-a.

The City Clerk read **An ordinance amending Section 23:15-1, Stop Intersections, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersections of Springdale Avenue and North 9th Street and Delavan Avenue and North 7th Street.**

(Springdale Avenue and North 9th Street

Stop Signs shall be installed on North 9th Street

Delavan Avenue and North 7th Street

Stop Signs shall be installed on North 7th Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

/ 6-F-b.

The City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Meeker Avenue as a Through Street.**

(Meeker Avenue: Between Elizabeth Avenue and Frelinghuysen Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

/ 6-F-c.

The City Clerk read **An ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turn prohibitions on Rector Street at McCarter Highway.**

(Adding: East on Rector Street to north on McCarter Highway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 18, 1987.

/ 6-F-d.

The City Clerk read **An ordinance requiring mandatory separation, at the source, of recyclables for the purpose of collection and sale by the city.**

(Curbside Program for separation of commercially generated used corrugated containers in the Central Business District and household generated recyclables, specifically, used newspapers, glass bottles, food and beverage cans from the residences of the City of Newark for the purpose of recycling.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Director of Engineering Zach met with Council February 17, 1987)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

/ 6-F-e.

The City Clerk read **An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended. (To create the title of Principal Clerk Typist, Bilingual in Spanish and English in the Department of Land Use Control.)**

(Principal Clerk Typist,

Bilingual in Spanish and

English (35 Hours)

\$12,167.63 - \$14,790.93)

(Creating title in Department of Land Use Control, Division of Permits and Licenses. Represented by Essex Council #1, Civil Service Association. No fiscal impact since this will replace a title at same salary range)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 18, 1987.

A motion to consider Item 8-e at this time was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

(Councilman Carrino arrived at 1:50 P.M.)

8-e.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received February 23, 1987, appointing Mr. Richard A. Gomes, Esq., 284 Lafayette Street, Newark, New Jersey, 07105, Acting Judge, to fill unexpired term vacated by the retirement of Judge Irving Vichness, for term commencing on date of confirmation and expiring April 1, 1987, pursuant to Chapter 430, Laws of 1983, N.J.S.A. 2A:8-5.2.

(Copy of communication submitted to each Member of the Council)

(Mr. Gomes met with the Council March 4, 1987)

A motion to confirm the appointment of Mr. Richard A. Gomes, Esq., 284 Lafayette Street, Newark, New Jersey 07105, Acting Judge, to fill unexpired term vacated by the retirement of Judge Irving Vichness, for term commencing on date of confirmation and expiring April 1, 1987, pursuant to Chapter 430, Laws of 1983, N.J.S.A. 2A:8-5.2.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

No: Councilman Tucker.

President Martinez: This appointment is confirmed.

At this time, Councilman Harris, through the chair, requested everyone to stand for a moment of silence in memory of Willie Wright, activist in the City of Newark.

(For further action on this Item, see Motion 7-M-e on page 34 in the minutes of this meeting.)

Councilman Harris at 2:05 P.M., excused himself from the meeting due to personal reasons.

6-F-f.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented.

(To create the title of Senior Accountant, thirty-five hours and to delete the title of Senior Accountant, Health and Human Services and Senior Accountant, thirty-seven and one-half hours.)

(Senior Accountant,

(35 Hours)

\$18,179.22 - \$22,096.13)

(Change in hours from 37½ to 35 hours per week; like decrease in salary.

Fiscal impact will result in a cost savings to City.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 18, 1987.

6-F-g.

The City Clerk read **An ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require certain notice requirements on all matters coming before the Central Planning Board.**
(Copy of ordinance submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez directed the City Clerk to forward proper notices calling for a Special Meeting of the Municipal Council on March 10, 1987 with respect to Ordinance 6-F-g.

At a later time in the meeting, after Item 8-a, a motion to consider Item 8-b on Ordinances on First Reading was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

6-F-h.

The City Clerk read **An ordinance providing for the vacation of Arlington Avenue, as laid out 20 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from Mt. Prospect Avenue to the westerly line of Woodside Avenue.**

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 18, 1987.

902

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented, (To create the title of Supervisor of Sign Designing, Processing and Lettering and to delete the title of Sign Designing, Processor and Lettering, Foreman, in the Department of Engineering).
(Title change due to Civil Service Reclassification. Represented by Building Trades Bargaining Committee. No salary change, therefore no fiscal impact.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Supervisor of Sign Designing,
Processing and Lettering
(37½ Hrs.) 6514

\$26,767.02 - \$28,548.83

SECTION 2. The hereinabove position title shall become effective on January 1, 1987.

SECTION 3. Section 1 of the aforementioned ordinance be further amended to delete the title of Sign Designing Processor and Letterer, Foreman, as follows, to wit:

POSITION

Sign Designing Processor
and Letterer, Foreman
(37½ Hrs.) 3704

MINIMUM SALARY

\$26,767.02

MAXIMUM SALARY

\$28,548.83

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Subsection 3 (b) of Chapter 2, Title 13A Administration and Regulation of Solid Waste of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented (R.O. 13A:2-3(b)).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Subsection 3(b) of Chapter 2, Title 13A, ADMINISTRATION AND REGULATION OF SOLID WASTE, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, (R.O. 13A:2-3(b)), be and the same is hereby amended to add the language underlined hereinbelow and to read in its entirety as follows:

3(b) The Director of the Department of Engineering, all employees of the Sanitation and Engineering Divisions, as well as the Water/Sewer Utility of the Department of Engineering so authorized by the Director of the Department of Engineering; the Director of the Department of Health and Human Services and all employees of Health and Inspection Divisions of the Department of Health and Human Services; the Director of the Department of Land Use Control and all employees so authorized by the Director of the Department of Land Use Control; the Director of the Department of Development and all employees so authorized by the Director of the Department of Development; all municipal elected officials and all law enforcement officers and all investigators, Alcoholic Beverage Control of the Department of Police, the Director of the Department of Fire and all employees so authorized by the Director of the Department of Fire, are hereby authorized and empowered to perform as Law Enforcement Officers solely with respect to the enforcement of the provisions of this title by being empowered to issue summonses for any violations thereof in accordance with the rules governing the courts of the State of New Jersey.

SECTION 2. All prior ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. All other provisions of Title 13A, ADMINISTRATION AND REGULATION OF SOLID WASTE, shall remain in full force and effect.

SECTION 4. The ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

March 4, 1987

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance supplementing Ordinance Number 6-S & F-b (S-3) adopted July 16, 1986 entitled, "Bond Ordinance for the design and construction of a water filtration treatment facility and appurtenances and improvements related thereto designated as capital project number 2084; appropriating \$28,000,000 and authorizing the issuance of \$20,000,000 bonds or notes of the City of Newark, County of Essex, New Jersey for said purpose and amending and supplementing a capital ordinance authorizing a \$4,000,000 appropriation from the City of Newark Municipal Water Utility and Water Supply System Capital Improvement Fund for said project and rescinding a previous Ordinance Number 6-S & F-bb finally adopted June 25, 1985." To provide for an increase in the appropriation and the debt authorization for a total appropriation of \$41,845,530 and a total debt authorization of \$31,845,530; said general improvement authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Ordinance 6S & FB (S-3) finally adopted on July 16, 1986 and entitled as captioned above (hereinafter "Ordinance 6S & FB") is hereby supplemented to provide for an additional appropriation of \$13,845,530, an additional debt authorization of \$11,845,530 and an additional down payment of \$2,000,000.

Section 2. The improvement described in Section 4 of Ordinance 6S & FB is hereby authorized and reauthorized as a general improvement, designated Capital Project Number 2084, to be made or acquired by the City of Newark, County of Essex, New Jersey (hereinafter the "City"). For said improvement or purpose there is hereby appropriated the supplemental sum of \$13,845,530, in addition to previous appropriations heretofore made therefore, which, upon final adoption of this ordinance, will total \$41,845,530. Included in said supplemental appropriation is the sum of \$2,000,000 for down payment purposes from the Capital Improvement Fund or from other legally available funds of the City, which is an amount provided in the currently adopted budget or a previously adopted budget of the City and currently available for said purpose, in accordance with Section 11 of the Local Bond Law of New Jersey (N.J.S.A. 40A:2-11), thereby providing for a total down payment of \$10,000,000. It is anticipated that the funds for said additional appropriation, in excess of the \$2,000,000 additional down payment, will be

provided by the receipt of grant money from the New Jersey State Department of Environmental Protection in the amount of \$8,200,000 and from the Operating Budget of the City Municipal Water Utility and Water Supply System (the "System") in the amount of \$3,645,530.

Section 3. For the financing of said improvement or purpose and to meet the part of said additional appropriation not otherwise provided for hereunder, negotiable bonds or notes of the City are hereby authorized and reauthorized in the total principal amount not exceeding \$31,845,530, pursuant to the Local Bond Law of New Jersey, N.J.S.A. 40A:2-1 et seq. (hereinafter the "Law"). Said increase of the debt authorization in the amount of \$11,845,530 is in addition to the qualified bonds currently outstanding in the amount of \$20,000,000, dated August 15, 1986.

Section 4. Any grant moneys or System moneys received for the purposes described in Section 1 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so received.

Section 5. The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the City Clerk and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in said Law is increased by this bond ordinance by \$11,845,530 and obligations authorized hereunder shall be a deduction from the gross debt of the City as defined in said Law, pursuant to N.J.S.A. 40A:2-44(c) and the bond ordinance may be finally adopted notwithstanding the debt limitation imposed by N.J.S.A. 40A:2-6 pursuant to an exception thereto authorized by N.J.S.A. 40A:2-7(h) and the obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Law.

906

Section 6. The capital budget of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the City Clerk and is available there for public inspection.

Section 7. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Division of Local Government Services was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Chapter 1 of Title 4, Alcoholic Beverages, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Chapter 1 of Title 4, Alcoholic Beverage, Section 4:1-1, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended to include Section 4:1-1(a)(2) to read as follows:

4:1-1. Licensed premises; opening and closing hours.

(a)(1). No plenary retail consumption or club licensee shall sell, serve, deliver or allow, permit or suffer the sale, service or delivery of any alcoholic beverage, or permit consumption of any alcoholic beverage on the licensed premises (1) on Monday thru Thursday, except New Year's Day, between hours of 2:00 a.m. and 7:00 a.m.; nor (2) on Friday and Saturday, except New Year's Day, between hours of 3:00 a.m. and 7:00 a.m.; nor (3) on Sundays, except New Year's Day, between 3:00 a.m. and 12:00 noon; nor (4) on New Year's Day when such day falls on a weekday or Saturday, between the hours of 5:00 a.m. and 7:00 a.m.; nor (5) on New Year's Day when such day falls on Sunday, between hours of 5:00 a.m. and 12:00 noon.

(a)(2). No plenary retail distribution licensee shall sell, serve, deliver or allow, permit or suffer the sale, service or delivery of any alcoholic beverage at retail in its original container for consumption off the premises or allow, permit or suffer the removal of any alcoholic beverage in its original or opened container from retail licensed premises on Sundays between the hours of 9:00 a.m. and 12:00 noon.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating permanent positions, in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 and amendments thereto, (To create certain position titles)

(New positions in Department of Administration. Fiscal Impact indeterminable since positions will be filled at a later date.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 (g) of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 and amendments thereto, be amended by creating the following titles, as follows, to wit:

POSITION	(g) DEPARTMENT OF ADMINISTRATION		
	1st Year Minimum	2nd Year Middle	3rd Year Maximum
Garage Attendant 1877 (40 Hrs.)	\$6.34	\$6.68	\$7.15
Supervisor of Motor Pool 5971 (37½ Hrs.)	\$23,021.68	\$27,982.97	

March 4, 1987

903

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent.. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To create the title and salary range of Supervisor of Data Entry Machine Operations in the Municipal Courts).

(Title created in Office of Mayor - Municipal Courts. Represented by Essex Council #1 - Civil Service Association. Replacing 1 Court Interviewer. No fiscal impact.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(c) of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, as amended and supplemented be amended to create the title and salary range as follows, to wit:

(c) MUNICIPAL COURTS

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Supervisor of Data Entry Machine Operations 5183 (35 Hrs.)	\$ 16,002.45	\$ 19,088.69

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, annual minimum or annual maximum salary which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to correct the title of and to supplement, an ordinance adopted January 15, 1986 (6-S & F-a) entitled, "An ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 13, Procedures for Application, Approval and Administration of Tax Abatement Agreements"; and to repeal Ordinance 6-S & F-i adopted August 6, 1986.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Ordinance 6S & FA adopted January 15, 1986 entitled "AN ORDINANCE AMENDING AND SUPPLEMENTING TITLE 10 FINANCE AND TAXATION, CHAPTER 13, PROCEDURES FOR APPLICATION APPROVAL AND ADMINISTRATION OF TAX ABATEMENT AGREEMENTS". be and the same is amended to read, "AN ORDINANCES ADMENDING AND SUPPLEMENTING TITLE 10 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK 1986, FINANCE AND TAXATION, CHAPTER 11, TAX EXEMPTIONS AND ABATEMENTS FOR COMMERCIAL AND INDUSTRIAL IMPROVEMENTS AND PROJECTS AND ADDITIONALLY EMBRACING PROCEDURES FOR APPLICATION, APPROVAL AND ADMINISTRATION OF TAX ABATEMENT AGREEMENTS."

Section 2. (NEW) Henceforth, when a tax abatement is conferred by the City under the "Urban Renewal Corporation and Association Law of 1961", as amended and supplemented, the recipient, thereof, shall be deemed to impliedly agree, that if the latter operates, controls or manages the project that it will in good faith assist the City of Newark in its goal of having 50% of all new jobs arising out of the businesses conducted on the project site, after the issuance of the Certificate of Occupancy and during the continuation of the tax abatement, dedicated to Newark residents of which 25% of such new employees shall be from minority residents.

Section 3. (NEW) The construction Code Official provided for under R.O. 7A:1-2(a) shall, hereafter for all tax abatements within the purview of section 2, above, furnish a true copy of the Certificate of Occupancy, issued for the concerned project to the City's Affirmative Action Office.

Section 4. (NEW) Each recipient of a tax abatement, hereafter granted under the "Urban Renewal Corporation and Association Law of 1961" as amended and supplemented, shall concomitantly with the annual report, required of it by N.J.S.A. 40:55C-59(d), attach an employment report under oath, with particulars, stating the manner and the extent to which, it has complied with section 2, above. This employment report shall like the annual report be filed with both the Director of Finance and the City Clerk.

March 4, 1987

910

Section 5. (NEW) The City Clerk shall forthwith after receiving the employment report send a copy thereof to the Office of Affirmative Action to forthwith investigate the matter contained in said report and to report its finding to the Municipal Council.

Section 6, "AN ORDINANCE AMENDING AND SUPPLEMENTING TITLE 10, FINANCE AND TAXATION, CHAPTER 10 PROCEDURES FOR APPLICATION, APPROVAL AND ADMINISTRATION OF TAX ABATEMENT AGREEMENTS." adopted August 6, 1986 (GS & Fi) be and is hereby repealed.

Section 7. All prior ordinance or parts of prior ordinances which are inconsistent herewith, are hereby repealed.

Section 8, This ordinance shall take effect upon final passage and publication according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. VICTOR DELUCA, 91 DARCY STREET, NEWARK, NEW JERSEY addressed the Municipal Council supporting the ordinance.

A lengthy discussion was held by the Members of the Municipal Council.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Redevelopment Plan for the Elizabeth Avenue Redevelopment Area.

(The Redevelopment Plan shall permit the development of the Elizabeth Avenue Redevelopment Area for Residential High Density)

(18-26 Custer Place; 10-16 Custer Place; 521-527 Elizabeth Avenue; 19-31 Lyons Avenue; 832-829 Elizabeth Avenue a/k/a 1 Grumman Avenue; 163-169 Chancellor Avenue; 218-228 Chancellor Avenue)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, by virtue of Municipal Council Resolutions 7Rc1, 7Rcm, 7Rcn, 7Rco, 7Rcp, 7Rcq and 7Rcr adopted on February 18, 1987, did determine that Tax Block 3565, Lot 22, 26, 28; Block 3646, Lot 18; Block 3637, Lots 2, 4; Block 3685, Lot 8; Block 3701, Lot 1 and Block 3706, Lot 17, hereinafter called "Area" is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 55:14A-31 et seq.), as amended; and

WHEREAS, the Central Planning Board, City of Newark, New Jersey has considered and did approve on February 17, 1987 a Redevelopment Plan for said area; and

911

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board, City of Newark, New Jersey has submitted to the Municipal Council its resolution, certification and recommendation respecting the Redevelopment Plan for the area and the Municipal Council has duly considered the Central Planning Board's Resolution, Certification and Recommendation; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed, or national origin; and

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan for the Area will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the redevelopment of the area by private enterprise.

Section 3. That in order to facilitate the implementation of the Redevelopment Plan for the Area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Redevelopment Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and exercise their respective functions and posers in a manner consistent with said Plan, and take appropriate action upon proposals and measures designed to effectuate said Plan.

Section 4. That the Redevelopment Plan for the Area having been duly reviewed and considered is hereby approved, and the City Clerk be and is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 5. That this ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Absent: Councilman Harris.

Not Voting: Councilman Tucker.

President Martinez: The yeses are seven, the noes are none, one not voting and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance repealing "An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Dayton Street, Ludlow Street and Ludlow Drive."

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That "An Ordinance amending Section 23:5-1, Parking Prohibited at all times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by prohibiting parking on Dayton Street, Ludlow Street and Ludlow Drive", Ordinance 6 S & Fe being finally adopted on September 17, 1986 be and the same is hereby repealed.

SECTION 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

✓ 6-HC-a.

MR. JIMMY R. SEERVAI, 46 NESBIT TERRACE, IRVINGTON, NEW JERSEY addressed the Municipal Council requesting ordinance regarding outdoor vendors to be amended.

President Martinez requested the speaker to communicate with Assistant Corporation Counsel, Alison Jones who was present in the audience representing the Law Department.

✓ 6-HC-b.

MR. JOE BRYANT, 789 BERGEN STREET, NEWARK, NEW JERSEY addressed the Municipal Council with respect to City-owned property he purchased and requesting additional time to rehabilitate same.

Councilman Payne stated he had an opportunity to speak with Mr. Bryant and noted when a person purchases property from the City he or she must make the necessary repairs within a given period of time. He indicated he will meet with the speaker again to discuss this matter.

/ 6-HC-c.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to halting demolition and construction in the City.

President Martinez directed the City Clerk to extract remarks made by the speaker and forward same to the Mayor and Director of Engineering for their attention and necessary action.

RESOLUTIONS AND MOTIONS.

913

RESOLUTIONS

7-R-a.

Resolution designating nine (9) banks as Depositories for funds of the City of Newark, New Jersey. (Broad National Bank-Newark, City National Bank of New Jersey-Newark, Howard Savings Bank-Newark, First Fidelity Bank of New Jersey-Newark, First Jersey National Bank-Jersey City, Midlantic National Bank-Newark, New Jersey Cash Management Fund-Trenton, Hudson City Savings Bank-Paramus and Carteret Savings Bank-Newark) and authorizing investment of idle monies effective through December 31, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by changing December 31, 1987 to March 31, 1987 was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-b.

Resolution ratifying contract for period February 1, 1987 to March 4, 1987; further authorizing Acting Director of Development to enter into and execute contract with Integrity Inc., a New Jersey non-profit corporation, for purpose of rehabilitating house located at 105 Lincoln Park, in accordance with Title I eligible activities, for period March 5, 1987 through February 28, 1988, in amount of \$70,000.; funds provided from H.C.D.A. FY XII.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Zoning Officer Krieger met with the Council February 12, 1987.)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-c.

Resolution authorizing Director of Finance to issue check in amount of \$6,375. payable to Angela Fede and her attorneys Shurkin & Ferthing, upon receipt of all documents deemed necessary by Corporation Counsel; check in amount of \$5,775. payable to Paul J. Fede and his attorney Harvey S. Grossman, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Essex County, Law Division, seeking to be awarded compensatory damages together with interest and costs of suit, as result of motor vehicle accident on December 25, 1983, involving an automobile owned by the City of Newark and operated by a City employee.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council March 4, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

914

/ 7-R-d.

Resolution authorizing Director of Finance to issue check in amount of \$584.10 payable to Esmeraldo Velez, 75 Chester Avenue, Irvington, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Small Claims Division, seeking to be awarded compensatory damages allegedly sustained as result of the City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Rice.
Absent: Councilman Harris.

/ 7-R-e.

Resolution authorizing Director of Finance to issue check in amount of \$2,000. payable to Jeff Edwards and his attorney Jeffrey S. Feldman, P.O. Box 68, South Livingston Avenue, Livingston, New Jersey upon receipt of General Release executed in favor of City of Newark and all documents deemed necessary by Corporation Counsel; claim received seeking damages as result of injuries allegedly sustained in automobile accident on October 12, 1985, with vehicle owned by the City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Rice.
Absent: Councilman Harris.

/ 7-R-f.

Resolution authorizing Director of Finance to issue check in amount of \$35,000. payable to Mary Linen, Guardian ad Litem for Kenneth Linen and their attorney Fredrick R. Schreck, 573 Dr. Martin Luther King, Jr. Boulevard, Newark, New Jersey, upon receipt of General Release executed in favor of City of Newark and all documents deemed necessary by Corporation Counsel; instituted suit in United States District Court for the District of New Jersey, seeking damages for personal injuries allegedly sustained as a result of actions by employees of the City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council March 4, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Rice.
Absent: Councilman Harris.

7-R-g.

Resolution authorizing Director of Finance to issue check in amount of \$3,125. payable to Anne Scarola and her attorney Samuel R. Mechanic, 276 Gregory Avenue, West Orange, New Jersey, upon receipt of General Release executed in favor of City of Newark and all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, against Raymond Mendez and City of Newark, seeking damages for personal injuries allegedly sustained in an intersection accident where a stop sign was not in place. (Arbitrator's award returned gross verdict of \$22,000. which was reduced by plaintiff's contributory negligence resulting in a net figure due to plaintiff of \$16,875., by a prior settlement Mr. Mendez had paid \$13,750.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-h.

Resolution ratifying contract for period January 1, 1987 to March 4, 1987; further, authorizing Business Administrator to enter into contract with A & A Automotive Maintenance Co., 44 Glenwood Avenue, East Orange, New Jersey, lowest responsible bid received, to Provide Lubrication, Greasing and Oil Change for Heavy Duty Vehicles, for period March 5, 1987 to December 31, 1987, contract not to exceed \$75,000., funds shall be encumbered in 1987 Operating Budget of Division of Motors.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-i.

Resolution recognizing and commending Thomas J. Alrutz on his retirement as Director of the Newark Public Library after eight years of distinguished leadership.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-j.

Resolution authorizing Director of Finance to enter into contract with Samuel Klein and Company, Certified Public Accountants, to assist in preparation of Financial Data for the application for "Qualified Bond" and for the "Bond Sale Prospectus", for sum of \$34,500. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

916

7-R-k.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with Seven Haven Realty, for property known as 450 Fabyan Place, 470 Fabyan Place and 359 Schley Street; City of Newark will recover \$175,257.69, approximately 85% of the outstanding amount plus interest at rate of 12% per annum; City instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking to recover \$200,153.10 for outstanding water/sewer charges.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-l.

Resolution authorizing Director of Engineering to accept grant from New Jersey Department of Community Affairs for approximately \$10,000.; further authorizing Director of Engineering to enter into and execute contract with New Jersey Department of Community Affairs to carry out a district heating feasibility study located in City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-m.

Resolution confirming action taken by Director of Engineering to secure services of Dallas Contracting, Co., Inc., A.G. Mazzocchi, Inc., T. Fiore, and the Peter Juzefyk Excavating Co., Inc.; pursuant to N.J.S.A. 40A:11-6, all lowest responsible proposals submitted, for demolition of structures; further authorizing Director of Engineering to render payment to Dallas Contracting Co., Inc., 1705 Elizabeth Avenue, Rahway, for 58 North 6th Street, for total sum of \$4,900.; A.G. Mazzocchi, Inc., 10 Orchard Street, Madison, for 936 South 18th Street, for total sum of \$7,391.; T. Fiore, 350 Wilson Avenue, Newark, for 253 South 18th Street and 10 Wolcott Terrace, for total sum of \$6,893.; Peter Juzefyk Excavating Co., Inc., 428 Edgar Road, Elizabeth, for 206 Hillside Avenue, for total sum of \$9,100.; payments to be rendered after demolition has been completed in accordance with specifications; funds provided by the Multi-Year Budget (1987).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-n.

Resolution amending Resolution 7-R-ci, July 9, 1986, contract with New Hope Skills Center, Inc., for Employability Training Program, Number PY 86-02-01-C, for period July 1, 1986 to June 30, 1987, total amount of contract not to exceed \$52,000.; by increasing amount of contract by \$26,000., totalling \$78,000., and increasing number of participants by 20 to equal new total of 60 youths, and to add an additional cycle (3a March 2, 1987 to June 26, 1987.), all other provisions shall remain unchanged.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

✓ 7-R-o.

Resolution ratifying contract for period June 1, 1986 to March 4, 1987; further authorizing Director of Health and Human Services to execute contract with Chen Day Care, 51 Rector Street, Newark, to Provide Childhood Day Care Services for period March 5, 1987 to May 31, 1987; maximum amount to be paid - \$24,215.; funds available from HCDA XII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

✓ 7-R-p.

Resolution ratifying contract for period June 1, 1986 to March 4, 1987; further authorizing Director of Health and Human Services to execute contract with Urban League Day Care, 508 Central Avenue, Newark, to Provide Childhood Day Care Services for period March 5, 1987 to May 31, 1987; maximum amount to be paid - \$17,680.; funds available from 1986 Municipal Operating Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

✓ 7-R-q.

Resolution authorizing Director of Health and Human Services to execute a Hold Harmless and Indemnification Agreement providing for the Indemnification to Essex County Department of Welfare for any claims arising out of use of Welfare Office located at 15 Rector Street, Newark, for provision of Public and Primary Health Care for Aid to Families with Dependent Children (ADDC).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

✓ 7-R-r.

Resolution approving determination of Central Planning Board that City Tax Block 2064, Lot 7, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.), as amended. (121-129 Kossuth Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

918

7-R-s.

Resolution establishing Petty Cash Fund for Office of the Mayor for 1987.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Rice.
Absent: Councilman Harris.

7-R-t.

Resolution approving determination of Central Planning Board that City Tax Block 1146, Lot 12, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (231-235 South Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Rice.
Absent: Councilman Harris.

7-R-u.

Resolution authorizing Director of Finance to issue check in amount of \$100. payable to Autrella D. Coleman, 285 Seymour Avenue, Newark, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Special Civil Part, Law Division, Essex County, for damages to her personal property resulting from alleged fire which occurred in court attendants' locker room at 31 Green Street while she was on duty as Court Attendant.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Rice.
Absent: Councilman Harris.

7-R-v.

Resolution authorizing Mayor to execute letter contract dated November 25, 1986, appointing Edward G. Rosenblum Special Counsel for City of Newark to represent the City and act as common defense counsel with other municipalities in the matter of American Telephone and Telegraph Company v. Bedminster Township, et. al., maximum amount to be paid under contract is \$30,000., \$9,00. available in Temporary Budget of Law Department, remainder of \$21,000. to be appropriated in 1987 Adopted Budget. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law, (N.J.S.A. 40:11-1, et seq.)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council March 4, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Rice.
Absent: Councilman Harris.

✓ 7-R-w.

Resolution authorizing Director of Finance to issue check in amount of \$4,000. payable to Kimberly Nix and her attorneys, Horowitz, Bross, Sinins & Imperial, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey seeking to be awarded compensatory damages together with interest and costs of suit for injuries allegedly sustained as result of negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

✓ 7-R-x.

Resolution authorizing Director of Finance to issue check in amount of \$4,000. payable to Cheryl Hooten and her attorney, Shapiro & Berardi, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey seeking to be awarded compensatory damages together with interest and costs of suit for injuries allegedly sustained as a result of negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

✓ 7-R-y.

Resolution authorizing Director of Finance to issue check in amount of \$5,000. payable to Helyn Jackson and her attorneys, Wildstein & Wildstein, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey seeking to be awarded compensatory damages together with interest and costs of suit for injuries allegedly sustained as result of negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

✓ 7-R-z.

Resolution authorizing transfer of reserve funds from Department of Administration, Division of Data Processing, Services by Contract or Agreement, Data Processing Design Services-\$80,707., to Data Processing Equipment-\$80,707.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

920

7-R-ba.

Resolution authorizing transfer of reserve funds from Department of Finance, Division of Licenses, Other Expenses, Services by Contract or Agreement-\$2,530., Materials and Supplies-\$530., Equipment-\$706. totalling \$3,766. to Department of Land Use Control. Division of Permits and Licenses, Other Expenses, Services by Contract or Agreement-\$2,530., Materials and Supplies-\$530., Equipment-\$706. totalling \$3,766.; pursuant to N.J.S.A.40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-bb.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Miscellaneous Revenue, Childhood Lead Poisoning Program, \$246,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-bc.

Temporary emergency resolution appropriating \$246,500., Childhood Lead Poisoning Program; said emergency funds shall be provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-bd.

Resolution amending Resolution 7-R-dr, August 6, 1986, accepting bid of New Community Corporation for purchase of various properties on Bedford Street, Springfield Avenue, Bruce Street, 15th Avenue for sum of \$100,740., by amending to read 262-264 Bruce Street, Block 252, Lot 28 instead of 262-264 Bruce Street, Block 252, Lot 26 and 308-324 Springfield Avenue, Block 252, Lot 37 instead of 308-324 Springfield Avenue, Block 253.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

/ 7-R-be.

Resolution authorizing Corporation Counsel to accept and record Deed from Sueretta M. Wright, widow, owner of premises 788 Hunterdon Street, Block 2713, Lot 32 on the Official Tax Map, in lieu of foreclosure.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

/ 7-R-bf.

Resolution authorizing Finance Director to issue checks to persons and in amounts shown on annexed Exhibit A, totalling \$140,213.52 for overpayments carried on books and records of Tax Collector by reason of Tax Court Judgements and Cash Overpayments for years 1982, 1983, 1984, 1985, and 1986.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Branch, Rice.

Absent: Councilman Harris.

/ 7-R-bg.

Resolution expressing profound sorrow and regret at the passing of Mr. Edward Dunlevy, a former Newark Police Officer for 25 years and partner of Council President Henry Martinez.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Branch, Rice.

Absent: Councilman Harris.

/ 7-R-bh.

Resolution rescinding Resolution 7-R-bn, February 4, 1987, "Resolution authorizing transfer of reserve funds from Department of Health and Welfare, Division of Inspections, Personnel Services-\$66,057., Department of Health and Human Services, Division of Community Health, Personnel Services-\$4,142., totalling \$70,199., to Department of Health and Human Services, Division of Environmental Health, Personnel Services-\$70,199.; pursuant to N.J.S.A. 40A:4-59."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Branch, Rice.

Absent: Councilman Harris.

/ 7-R-bi.

Temporary emergency resolution appropriating \$345,000., Department of Police, Other Expenses, Equipment, Automobiles; said emergency funds shall be provided in 1987 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

922

President Martinez directed the City Clerk to forward proper notices calling for a Special Meeting of the Municipal Council on March 10, 1987 with respect to Resolution 7-R-bi; further directing the City Clerk to invite Police Director Greenleaf to meet with the Council at their special pre-meeting conference to discuss same.

✓ 7-R-bj.

Resolution authorizing transfer of reserve funds from Various Departments and Agencies-\$121,004. to Various Departments and Agencies-\$121,004.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

✓ 7-R-bk.

Resolution authorizing transfer of reserve funds from Office of the Mayor and Agencies, Human Rights Commission, Other Expenses, Services by Contract or Agreement-\$3,214., Materials and Supplies -\$2,100., Unclassified Purposes, Unused Vacation Time-\$27,537, totalling-\$32,851., to Human Rights Commission, Salaries and Wages-\$32,851.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the resolution to Administration was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

✓ 7-R-bl.

Resolution authorizing transfer of reserve funds from Department of Health and Welfare, Division of Health, Division of Welfare, Division of Inspections-\$463,023. to Department of Health and Human Services, Community Health and Environmental Health-\$463,023.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

✓ 7-R-bm.

Resolution authorizing transfer of reserve funds from Department of Administration, Division of Real Property, Personnel Services, Salaries and Wages-\$1,948. to Department of Development, Division of Property Management, Personnel Services, Salaries and Wages- \$1,948.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-bn.

Resolution authorizing transfer of reserve funds from Department of Finance, Licenses Division, Personnel Services-\$6,763., Other Pay-\$5,803., Division of Data Processing, Personnel Services-\$27,183., Other Expenses, Services by Contract or Agreement-\$42,326., Materials and Supplies-\$665., totalling \$82,740. to Department of Administration, Data Processing, Personnel Services-\$27,183., Other Expenses, Services by Contract or Agreement-\$42,326., Materials and Supplies-\$665. Department of Land Use Control, Permits and Licenses, Personnel Services-\$6,763., Other Pay-\$5,803., totalling \$82,740.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-bo.

Resolution authorizing transfer of reserve funds from Department of Administration, Division of Taxicabs Commission, Personnel Services, Salaries and Wages-\$3,406. to Department of Police, Division of Taxicabs, Personnel Services, Salaries and Wages-\$3,406.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-bp.

Resolution authorizing transfer of reserve funds from Department of Recreation and Parks, Division of Director's Office, Personnel Services, Salaries and Wages-\$21,547., Other Expenses, Services by Contract or Agreement-\$63,265., Materials and Supplies-\$7,368., totalling \$92,180. to Department of Health and Human Services, Division of Recreation and Cultural Affairs, Personnel Services, Salaries and Wages-\$21,547., Other Expenses, Services by Contract or Agreement-\$63,265., Materials and Supplies-\$7,368., totalling \$92,180.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-bq.
(A.S.)

Resolution recognizing and commending Hon. Henry Martinez, Municipal Council President, on his retirement as a Sergeant in the Newark Police Department after 27 years in Law Enforcement.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

March 4, 1987

7-R-br.
(A.S.)

Resolution supporting New Jersey Legislature Bills S-2473 and A-2511, which would require licensed health care providers to treat Medicare patients for authorized fees, without billing patients for uncovered balances.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-bs.
(A.S.)

Resolution acknowledging the Douglass-Harrison Tenants Organization and requesting the New Community Corporation and NJMFA officials to meet and advise the Municipal Council as to the role it should play in rectifying the problems of Douglass-Harrison Homes.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-bt.
(A.S.)

Resolution recognizing and commending Elizabeth Addeo as "CARNEVALE QUEEN OF PERSONNEL 1987" at Don's 21 Restaurant.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-bu.
(A.S.)

Resolution recognizing and commending Hon. Joseph Parlavecchio, Vice President of the Essex County Board of Freeholders, on his appointment as "King of Carnevale 1987" at Don's 21 Restaurant.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-bv.
(A.S.)

Resolution recognizing and commending the "Queen of Carnevale 1987" at Don's 21 Restaurant.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-bw.
(A.S.)

Resolution recognizing and commending Mr. and Mr. Alphonso Da Cunzo on their crowning as "King and Queen of Carnevale 1987" at Biase's Restaurant.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-bx.
(A.S.)

Resolution recognizing and commending Mr. and Mrs. Manlio J. Polci as "Senior Citizen King and Queen of Carnevale 1987" at Biase's Restaurant.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-by.
(A.S.)

Resolution recognizing and commending Edward Baguer for his outstanding athletic achievements within the sport of fencing.

(For action on this resolution, see pages 1 & 2 in the minutes of this meeting)

7-R-bz.
(A.S.)

Resolution recognizing and commending the Vulcan Pioneers of New Jersey on the occasion of its 30th anniversary to be held on March 7, 1987, at the Gateway Hilton.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-ca.
(A.S.)

Resolution expressing sorrow and regret at the passing of Mrs. Edith Rodriguez.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-cb.
(A.S.)

Resolution recognizing and commending La Tribuna of North Jersey, New Jersey's oldest and largest Spanish newspaper in New Jersey in celebration of its 25th anniversary to be held March 14, 1987 at the Marriott Hotel.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-cc.
(A.S.)

Resolution ratifying submittal of Safe and Clean Neighborhoods Program application; further, authorizing Mayor and Local Administrator of Safe and Clean Neighborhoods Program to enter into agreements with New Jersey Department of Community Affairs for funds in amount of \$2,107,138. under the Safe and Clean Neighborhoods Program for year 1987; \$2,107,138. will be matched from the 1987 Municipal Budget of City of Newark for a total of \$4,214,276.

(Continue the police walking patrol posts and lot clearance and clean streets activities that are eligible for Safe and Clean Program funding)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-cd.
(A.S.)

Resolution accepting bid of Newark Tile Supply Co., only bid received, for sale of City-owned property, 22 Frelinghuysen Avenue, Block 2808, Lot 4, for sum of \$4,200., pursuant to Executive Order No. PM870003, January 19, 1987. (Minimum Offer Approved-\$4,200.; Capital Improvement-\$110,000.) (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-ce.
(A.S.)

Resolution accepting bid of Newark Tile Supply Co., only bid received, for sale of City-owned property, 28 Frelinghuysen Avenue, Block 2808, Lot 1, for sum of \$4,200., pursuant to Executive Order No. PM870004, January 19, 1987. (Minimum Offer Approved-\$4,200.; Capital Improvement-\$15,000.)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

7-R-cf.
(A.S.)

Resolution authorizing Finance Director to issue check in amount of \$1,700. payable to Maximo Perez, 17 Bloomfield Avenue, Newark, New Jersey, paid as deposit for property located at 59 Montgomery Avenue, Block 2641, Lot 11, due to language barrier an error was made in the property purchase price.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

✓ 7-R-cg.
(A.S.)

Resolution recognizing and commending the Most Reverend Theodore E. McCarrick, Archbishop of Newark, on his selection as "Irishman of the Year" at the annual dinner of the Friends of Brian Boru on March 5, 1987.

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

✓ 7-R-ch.
(A.S.)

Resolution recognizing and commending Mary Ellen Buoye on her selection as "Irishwoman of the Year" at the annual dinner of the Friends of Brian Boru on March 5, 1987.

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

✓ 7-R-ci.
(A.S.)

Resolution authorizing transfer of reserve funds from Office of City Clerk and Municipal Council, City Clerk's Office, Personnel Services, Regular Salaries and Wages-\$50,000., to Services by Contract or Agreement-\$40,000., Equipment-\$10,000., totalling \$50,000.; pursuant to N.J.S.A. 40A:4-59.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Harris.

✓ 7-R-cj.
(A.S.)

Resolution authorizing transfer of Housing and Community Development Act XII Funds, from Housing Assistance Fund, Other Expenses, \$28,000., to Roseville Coalition, West Ward Rehabilitation, Other Expenses, \$28,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see pages 3 & 4 in the minutes of this meeting)

✓ 7-R-cj-1.
(A.S.)

Resolution authorizing transfer of Housing Community Development Act XII Funds, from Housing Assistance Fund, Other Expenses, \$28,000., to Coalition Six, Other Expenses, \$28,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see pages 3 & 4 in the minutes of this meeting)

MOTIONS.

✓ 7-M-a.

A MOTION REQUESTING THE EXECUTIVE DIRECTOR OF THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY AND THE ESSEX COUNTY EXECUTIVE TO DETERMINE IF AIR PRODUCTS AND CHEMICALS, INC., A PARTNER IN THE AMERICAN REF-FUEL COMPANY OF ESSEX COUNTY, THE CONTRACTOR WHO WILL BUILD THE COUNTY'S RESOURCE RECOVERY PLANT IN NEWARK, HAS CARRIED OUT A DIVESTMENT POLICY RELATING TO ITS BUSINESS INTERESTS IN SOUTH AFRICA was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-M-b.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE DEATH OF LOUIS BELL, FATHER OF CHARLES A. BELL, PRESIDENT OF THE NEWARK BOARD OF EDUCATION was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

923
7-M-c.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE DEATH OF MRS. JOSEPHINE SERRITELLA, SISTER OF THE HON. ANTHONY GIULIANO, FORMER MEMBER OF THE NEWARK MUNICIPAL COUNCIL was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-M-d.

A MOTION COMMENDING GEORGE BRANCH ON THE VERY SUCCESSFUL CONFERENCE ON FEBRUARY 27 AND 28, 1987, ON THE FUTURE OF THE CENTRAL WARD was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilman Harris.

7-M-e.

A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION FOR THE MARCH 18, 1987 AGENDA OF THE MUNICIPAL COUNCIL EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF WILLIE WRIGHT, LONGTIME COMMUNITY ACTIVIST was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-M-f.

A MOTION EXTENDING CONGRATULATIONS AND SINCERE BEST WISHES TO RAY DANDRIDGE, OUTSTANDING THIRD BASEMAN OF THE NEGRO BASEBALL LEAGUE ON HIS SELECTION TO THE BASEBALL HALL OF FAME was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-M-g.

A MOTION EXPRESSING SINCERE THANKS AND APPRECIATION TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR APPROVING A THREE MONTH EXTENSION TO THE NEWARK HOUSING AUTHORITY FOR THE CONSTRUCTION OF 200 TOWN HOUSES was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-M-h.

A MOTION COMMENDING THE NEWARK HOUSING AUTHORITY BOARD OF COMMISSIONERS FOR THEIR PERSUASIVE MEETING AND PRESENTATION TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT WHICH APPROVED AN EXTENSION OF TIME FOR THE PLANNING AND BUILDING OF 200 TOWN HOUSES WITHIN THE CITY OF NEWARK was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-M-i.

A MOTION REQUESTING THE LAW DEPARTMENT TO AMEND THE DEFINITION OF PUBLIC GARAGE IN TITLE 8 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY DELETING REFERENCES TO GASOLINE STATIONS was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-M-j.

A MOTION DIRECTING THE CITY CLERK TO INVITE DIRECTOR OF ENGINEERING ZACH AND REPRESENTATIVES FROM THE ARMY ENGINEERING CORP REGARDING FLOOD AREA IN THE VAILSBURG COMMUNITY TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

7-M-k.

A MOTION URGING THE NEWARK POLICE DEPARTMENT TO IMMEDIATELY RESUME ITS FULL ENFORCEMENT OF ALL ALTERNATE SIDE PARKING ORDINANCES, INCLUDING THE TOWING OF ALL VEHICLES THAT BLOCK SANITATION EQUIPMENT was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Grant.
Absent: Councilman Harris.

7-M-l.

A MOTION REQUESTING THE LAW DEPARTMENT TO MAKE AN AMENDMENT TO THE MUNICIPAL ZONING ORDINANCE BY ESTABLISHING SEPARATE CATEGORIES AND DEFINITIONS PERTAINING TO JUNKYARDS, AUTOMOTIVE REPAIR AND AUTOMOTIVE SALES FACILITIES was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Grant.
Absent: Councilman Harris.

7-M-m.

A MOTION REQUESTING THAT THE DIRECTOR OF ENGINEERING INVESTIGATE THE FLOODING ON KEER AVENUE BETWEEN MAPLE AVENUE AND PARKVIEW TERRACE AND A FULL REPORT BE MADE TO THE COUNCIL was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Grant.
Absent: Councilman Harris.

7-M-n.

A MOTION URGING MAYOR SHARPE JAMES, POLICE DIRECTOR LOUIS GREENLEAF AND OTHER CITY OFFICIALS TO PARTICIPATE IN 'OPERATION PROM/GRADUATION', A NATIONWIDE CAMPAIGN SPONSORED BY THE NATIONAL ASSOCIATION OF BROADCASTERS TO INCREASE COMMUNITY AWARENESS OF THE DANGERS OF DRUG ABUSE; FURTHER, URGING MAYOR JAMES TO ISSUE A PROCLAMATION DECLARING MARCH 11, 1987, AS THE OFFICIAL KICKOFF DAY FOR THE CAMPAIGN IN THE CITY OF NEWARK AND TO COOPERATE WITH THE NATIONAL ASSOCIATION OF BROADCASTERS, THE U.S. CONFERENCE OF MAYORS, AND OTHER NATIONAL AND LOCAL ORGANIZATIONS TO ASSURE THE SUCCESS OF THIS EFFORT was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Grant.
Absent: Councilman Harris.

7-M-o.

A MOTION STRONGLY REJECTING MR. HARRY GRANT'S PROPOSAL TO CHANGE THE NAME OF NEWARK INTERNATIONAL AIRPORT TO RONALD REAGAN INTERNATIONAL AIRPORT was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Grant.
Absent: Councilman Harris.

7-M-p.

A MOTION COMMENDING JUDGE MILTON A. BUCK AND ISAAC THOMAS FOR A JOB WELL DONE IN THE CLEANUP OF VACANT LOTS IN THE AREA OF CHARLTON STREET, SPRUCE STREET AND PRINCE STREET was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Grant.
Absent: Councilman Harris.

7-M-q.

A MOTION REQUESTING THE CITY TO MOVE ALL ABANDONED VEHICLES IN THE AREA OF PRINCE STREET AND SPRUCE STREET was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Grant.
Absent: Councilman Harris.

7-M-r.

A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH AND POLICE DIRECTOR GREENLEAF TO MEET WITH THE COUNCIL AT THEIR SPECIAL CONFERENCE, TUESDAY, MARCH 10, 1987, REGARDING NEWSPAPER ARTICLE IN NEWARK STAR LEDGER, MARCH 4, 1987, REGARDING CRACK USE IN NEWARK DECLINES 'SIGNIFICANTLY' was made by Councilman Tucker seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Grant.
Absent: Councilman Harris.

March 4, 1987

930
✓ 7-M-s.

A MOTION REQUESTING THE BUSINESS ADMINISTRATOR TO ASCERTAIN THE FEASIBILITY OF TRANSFERRING THE RESPONSIBILITY FOR TOWING OF VEHICLES FROM THE POLICE DEPARTMENT TO THE ENGINEERING DEPARTMENT was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

/ 8-a.

The City Clerk presented **Communication from Business Administrator Monteilh, received February 23, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended (To adjust the salary for Judge in the Municipal Courts.)"**

(Judge \$53,620.25 - \$53,620.93)

(Raise due to additional court days. Not represented by any union. Fiscal impact approximately \$34,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance; further directing the City Clerk to invite Acting Presiding Judge Minor to meet with the Council at their pre-meeting conference March 17, 1987 was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

/ 8-b.

The City Clerk presented **Communication from Business Administrator Monteilh, received February 13, 1987, enclosing proposed "Ordinance providing for the vacation of Arlington Avenue, as laid out 20 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from Mt. Prospect Avenue to the westerly line of Woodside Avenue."**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-h, on page 7 in the minutes of this meeting)

/ 8-c.

The City Clerk presented **Proposed "Ordinance to amend and supplement Title 24, Transportation, Chapter 1, Section 24:1-6(b) and (c), Taxicab License Fees; Expiration Date of License, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."**

(Raises fee for licenses issued after June 1st and expiring November 30 from \$50. to \$125.)

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 18, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received February 23, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To adjust salaries per agreement with Essex Council #1, Civil Service Association.)"

(Increase in accordance with Labor Agreement. Represented by Essex Council #1 - Civil Service Association. Fiscal Impact-\$164,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 18, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

8-e.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received February 23, 1987, appointing Mr. Richard A. Gomes, Esq., 284 Lafayette Street, Newark, New Jersey, 07105, Acting Judge, to fill unexpired term vacated by the retirement of Judge Irving Vichness, for term commencing on date of confirmation and expiring April 1, 1987, pursuant to Chapter 430, Laws of 1983, N.J.S.A. 2A:8-5.2.

(Copy of communication submitted to each Member of the Council)

(Mr. Gomes met with the Council March 4, 1987)

(For action on this item, see page 6 in the minutes of this meeting)

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received February 18, 1987, enclosing proposed "Ordinance approving an amendment to the Urban Renewal Plan and the Relocation for St. Benedict's Urban Renewal Project N.J.R-123 (Seventh Amendment)."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the March 18, 1987 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR

None.

NEW BUSINESS ON THE CALENDAR.

None.

March 4, 1987

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from February 6, 1987 to February 24, 1987:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Queen of Angels Catholic Church	9508 (Amended)
St. Francis Xavier Parent School Guild	9620 (Amended)
Immaculate Conception Church General Community	9664 (Amended)
St. John's Ukranian Catholic Church	9667 (Amended)
Queen of Angels Catholic Church Holy Name Society	9699
Newark Lodge #21 B.P.O Elks	9700

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Michael's Rosary Society	9696
St. Francis Xavier Parent School Guild	9697
Rotary Club of Ironbound	9698
Parent Association of St. Benedict Elementary School	9701

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilman Harris.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

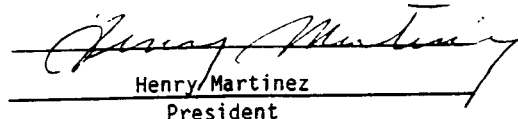
Absent: Councilman Harris.

The meeting adjourned at 3:30 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:08 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, President Martinez, Deputy City Clerk Mark Davis, Deputy Clerk of the Municipal Council.

Absent: Councilmen Grant, Villani.

Deputy City Clerk Davis read letter dated March 5, 1987, from Council President Henry Martinez, calling a special meeting of the Municipal Council for Tuesday, March 10, 1987, at 12:45 P.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, to discuss the following legislation:

Ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require certain notice requirements on all matters coming before the Central Planning Board. (6-F-g, deferred March 4, 1987)

Temporary emergency resolution appropriating \$345,000., Department of Police, Other Expenses, Equipment, Automobiles; said emergency funds shall be provided in 1987 Budget. (7-R-bi, deferred March 4, 1987)

Resolution authorizing transfer of Housing and Community Development Act XII Funds, from Housing Assistance Fund, Other Expenses, to Roseville Coalition, West Ward Rehabilitation, Other Expenses. (7-R-cj, deferred March 4, 1987)

Resolution authorizing transfer of Housing Community Development Act XII Funds, from Housing Assistance Fund, Other Expenses, to Coalition Six, Other Expenses.

Resolution awarding Contract for Tree Street Planting throughout the City of Newark.

President Martinez stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on March 5, 1987, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

/ 6-F-a. (S)

The Deputy City Clerk read **An ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require certain notice requirements on all matters coming before the Central Planning Board.**

934

Councilman Tucker explained what this ordinance entailed.

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and failed of adoption by the following votes:

Yes: Councilmen Payne, Rice, Tucker.
No: Councilmen Branch, Carrino, Harris.
Not Voting: President Martinez.
Absent: Councilmen Grant, Villani.

RESOLUTIONS.

- 7-R-a. (S) **Temporary emergency resolution appropriating \$345,000., Department of Police, Other Expenses, Equipment, Automobiles; said emergency funds shall be provided in 1987 Budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Grant, Villani.

- 7-R-b. (S) **Resolution authorizing transfer of Housing and Community Development Act XII Funds, from Housing Assistance Fund, Other Expenses, \$28,000., to Roseville Coalition, West Ward Rehabilitation, Other Expenses, \$28,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Grant, Villani.

- 7-R-c. (S) **Resolution authorizing transfer of Housing Community Development Act XII Funds, from Housing Assistance Fund, Other Expenses, \$28,000., to Coalition Six, Other Expenses, \$28,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Grant, Villani.

- 7-R-d. (S) **Resolution rejecting bid of James E. Lamb & Son, Inc., t/a B & J Nursery, R.D. 2, Box 110 New Egypt-Allentown Road, Cream Ridge, New Jersey on grounds of misrepresentation; further, authorizing Director of Engineering to execute Contract 87-01, Tree Planting-City-wide, with Ventura Construction Corp., P.O. Box 96, East Hanover, New Jersey, for total sum of \$349,392., in accordance with specifications; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in net amount not to exceed \$7,500.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A lengthy discussion was held by the Members of the Municipal Council.

A motion to defer action on the resolution and directing the City Clerk to invite Director of Engineering Zach to meet with the Council at their pre-meeting conference March 17, 1987 was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

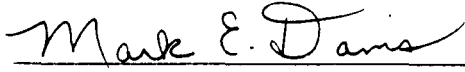
Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Grant, Villani.

ADJOURNMENT.

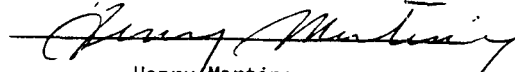
- 12-a. (S) A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,
President Martinez.
Absent: Councilmen Grant, Villani.

This meeting adjourned at 1:19 P.M.

APPROVED:



Mark Davis
Deputy City Clerk



Henry Martinez
President

Newark, New Jersey, March 13, 1987

935-1

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 12:50 P. M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Harris, Rice, President Martinez.
Deputy City Clerk Mark Davis, Deputy Clerk of the Municipal Council.
Absent: Councilmen Carrino, Payne, Tucker, Villani.

(Councilman Tucker arrived 12:41 P. M.)

(Councilwoman Villani arrived 12:58 P. M.)

Deputy City Clerk Davis read letter dated March 9, 1987, from Council President Henry Martinez, calling a special meeting of the Municipal Council for Friday, March 13, 1987, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, for the purpose of **INTRODUCING THE 1987 MUNICIPAL BUDGET.**

President Martinez stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on March 9, 1987, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

(Councilman Tucker arrived 12:51 P. M.)

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a. (S)

The Deputy City Clerk read **An ordinance to increase the 1987 Budget Cap Amount to 5% pursuant to P.L. 1986, C. 203.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Carrino, Payne, Villani.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a special meeting April 10, 1987.

(Councilwoman Villani arrived 12:58 P.M.)

RESOLUTIONS.

7-R-a. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", Payroll Tax, sum of \$15,200,000.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.

No: Councilman Tucker.

Absent: Councilmen Carrino, Payne.

APC 1 3, 507

March 13, 1987

/ 7-R-b. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", Parking Lot Receipts, \$6,500,000.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
No: Councilman Tucker.
Absent: Councilmen Carrino, Payne.

/ 7-R-c. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", Hotel Tax, \$1,500,000.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
No: Councilman Tucker.
Absent: Councilmen Carrino, Payne.

/ 7-R-d. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", Sale of City-Owned Property, \$6,700,000.

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
No: Councilman Tucker.
Absent: Councilmen Carrino, Payne.

/ 7-R-e. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", Port Authority Additional, \$1,500,000.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
No: Councilman Tucker.
Absent: Councilmen Carrino, Payne.

/ 7-R-f. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", Passaic Valley Sewerage, \$400,000.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
No: Councilman Tucker.
Absent: Councilmen Carrino, Payne.

/ 7-R-g. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", Highway Lighting, \$39,425.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
 No: Councilman Tucker.
 Absent: Councilmen Carrino, Payne.

7-R-h. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", Reimbursement by Essex County for Jail Facilities, \$450,000.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
 No: Councilman Tucker.
 Absent: Councilmen Carrino, Payne.

7-R-i. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", Fox Lance, \$7,500,000.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
 No: Councilman Tucker.
 Absent: Councilmen Carrino, Payne.

7-R-j. (S)

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", Safe and Clean Neighborhood Supplemental, Police Officers, sum of \$1,325,809.97.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
 No: Councilman Tucker.
 Absent: Councilmen Carrino, Payne.

7-R-k. (S)

Resolution introducing the Local Budget of the City of Newark, for the Year 1987, authorizing advertising and establishing the hearing date on the Budget and Tax Resolution as April 10, 1987, at 11:00 A. M.

Deputy City Clerk Davis stated the hearing on the budget and tax resolution would be held in the Council Chamber on April 10, 1987, at 11:00 A.M. He read the following:

General Appropriations for the Year 1987

Appropriations within "CAPS"

Municipal Purposes is \$164,141,443.40

Appropriations excluded from "CAPS"

Municipal Purposes is \$77,934,521.72.

Local District School Purposes in Municipal Budget is \$15,356,000.

935-4

March 13, 1987

Total General Appropriations excluded from "CAPS" is \$93,290,521.72

Reserve for Uncollected Taxes is \$28,368,000.

The Total General Appropriations is \$285,799,965.12

Less: Anticipated Revenues Other Than Current Property Tax is \$221,796,637.35

Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes is \$62,147,327.77

Addition to Local District School Tax is \$1,856,000.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch.

President Martinez stated the following in behalf of the Members of the Municipal Council:

"TODAY, MARCH 13TH, 1987, IN COMPLIANCE WITH STATE LAW THE NEWARK MUNICIPAL COUNCIL IS INTRODUCING THE BUDGET AS SUBMITTED BY MAYOR JAMES ON FEBRUARY 13TH, 1987 TO THE NEWARK MUNICIPAL COUNCIL.

ON FEBRUARY 15TH, 1987, MAYOR JAMES STATED IN A NEWARK STAR LEDGER ARTICLE TO THE PUBLIC THAT THE BUDGET CONTAINED 50-60 NEW POLICE OFFICERS - ELIMINATION OF 65 NON-ESSENTIAL EMPLOYEES AND A TAX RATE OF \$14.10 WITH THE PROPERTY TAX INCREASE ATTRIBUTED TO THE NEW HIRING OF POLICE OFFICERS, AND THE BOARD OF EDUCATION. AFTER A REVIEW BY THE MUNICIPAL COUNCIL, THE BUDGET FOR 1987 CLEARLY SHOWS THAT 65 POLICE POSITIONS HAVE BEEN ELIMINATED INCLUDING 49 POLICE OFFICERS; 13 LIEUTENANTS; 2 CAPTAINS; 1 DEPUTY POLICE CHIEF, BRINGING THE TOTAL AMOUNT OF POLICE OFFICERS (PATROLMEN) TO 677, THE LOWEST AMOUNT OF POLICE PERSONNEL TO PROVIDE FOR THE SAFETY OF OUR RESIDENTS IN THE HISTORY OF THE CITY OF NEWARK. THERE WERE NO PROVISIONS TO INCREASE THE TABLE OF ORGANIZATION IN POLICE PERSONNEL REGARDLESS OF THE STATEMENTS MADE IN THE LOCAL NEWSPAPERS.

A COPY OF THE POLICE DEPARTMENT'S BUDGET AS SUBMITTED BY THE MAYOR IS AVAILABLE TO THE PUBLIC IN THE CITY CLERK'S OFFICE. ADDITIONALLY, THE BUDGET WILL BE PUBLISHED IN THE LOCAL PAPERS ON MARCH 31ST, 1987, CLEARLY INDICATING THE AMOUNT OF PERSONNEL IN ALL DEPARTMENTS OF THE CITY.

FURTHERMORE, THE FAILURE OF ADMINISTRATION TO SUBMIT TO THE MUNICIPAL COUNCIL BY ORDINANCE INCREASES IN WATER AND SEWER LEVIES WILL RESULT IN INCREASED TAX RATES OF APPROXIMATELY 47 POINTS.

THE MAYOR'S BUDGET REFLECTS A DECREASE OF EMPLOYEES IN THE AMOUNT OF 128 AND AN INCREASE OF NEW PERSONNEL IN THE AMOUNT OF 58 OR A NET DECREASE OF 70 POSITIONS - 65 ALONE IN THE POLICE DEPARTMENT SHOWING THE LARGEST DECREASE IN PERSONNEL.

935-5

March 13, 1987

IN ANY DEPARTMENT WHILE THE PUBLIC AND ELECTED OFFICIALS ARE SEEKING MORE, NOT LESS POLICE PROTECTION.

THE BOARD OF EDUCATION SHOWS THE HIGHEST INCREASE TO OUR TAXPAYERS WITH AN OUTRAGEOUS, 47 MILLION DOLLAR INCREASE IN THE 1987/88 SCHOOL BUDGET, RESULTING IN A 110 POINT INCREASE IN THE TAX RATE.

ON APRIL 7TH, 1987 I AND HOPEFULLY MY COLLEAGUES WILL URGE THE VOTERS OF THIS CITY TO DEFEAT THE SCHOOL BUDGET BY VOTING "NO" WHICH WOULD DRAMATICALLY REDUCE THIS CONFISCATORY TAX RATE.

ADDITIONAL REVENUES INCLUDED IN THE MAYOR'S PROPOSED BUDGET WHICH BY STATUTE ARE NOT ALLOWED, CANNOT BE ANTICIPATED AT THIS TIME. THE MUNICIPAL COURT FINES \$1,000,000. MUNICIPAL PURPOSE TAX ASSISTANCE ACT OF 1980-\$4,925,297. REPLACEMENT FOR THE LOSS OF FEDERAL REVENUE SHARING-\$1,500,000. AND ADDITIONAL PORT AUTHORITY REVENUE-\$1,500,000. THE REALISTIC TAX RATE AS REVIEWED BY THE GOVERNING BODY, WITH THE AFOREMENTIONED ITEMS INCLUDED - REFLECT THE HIGHEST TAX RATE IN THE HISTORY OF THIS MUNICIPALITY \$15.73 PER \$100. OF ASSESSED VALUATION AND NOT \$14.10 AS ORIGINALLY SUBMITTED BY THE MAYOR. IT IS THE RESPONSIBILITY OF THIS GOVERNING BODY FROM NOW UNTIL APRIL 21ST TO AMEND THE BUDGET WHEN IT WILL BECOME THE FINAL DOCUMENT SUBMITTED TO THE TAXPAYERS OF THE CITY, AND THE STATE OF NEW JERSEY. THIS INCREASE DOES NOT ONLY EFFECT PROPERTY OWNERS BUT PEOPLE WHO ALSO PAY RENT. THIS EXORBITANT TAX INCREASE WILL BE PASSED ALONG TO THOSE TENANTS - WHETHER THEY BE COMMERCIAL OR RESIDENTIAL. INDIVIDUALS WHO ARE ON FIXED INCOME AND CAN BARELY MAKE ENDS MEET NOW BECAUSE OF INFLATION COULD BE PLACED INTO POSITIONS WHERE THEY MAY HAVE TO SEEK FINANCIAL ASSISTANCE WHETHER THAT BE FOOD STAMPS, WELFARE, ETC. OR FACE THE LOSS OF THEIR PROPERTY OR EVICTION IF THEY ARE RENTING SAME. LAST YEAR THE REPEAL OF THE MARLENE FORD BILL WAS PROPOSED RIGHT HERE IN THE CITY OF NEWARK BY ASSEMBLY SPEAKER CHUCK HARDWICK. IT WAS ALSO DEFEATED HERE IN NEWARK. THIS COULD HAVE BEEN A TREMENDOUS SOLUTION TO OUR MANY PROBLEMS NOT ONLY THE PRESENT BUT ALSO THE FUTURE.. WHEN I INVITED HIM TO DISCUSS THIS PROPOSAL THAT WOULD HAVE ASSISTED US TO HIRE MORE POLICE OFFICERS AND STABILIZE OUR TAX RATE - NOW EVERYONE IS SEEKING REPEAL. BUT TO THIS DATE NEWARK HAS LOST 9.6 MILLION FROM THE MUNICIPAL PURPOSE TAX ASSISTANCE ACT ALONE.

I NOW WANT TO PERSONALLY COMMEND SPEAKER HARDWICK AND ALL THE NEW JERSEY STATE LEGISLATORS FOR THEIR SUPPORT TO NEWARK IN WHAT FINANCIAL AID WE WILL NOW BE IN RECEIPT OF. PERHAPS NOW ALL OUR LOCAL STATE ELECTED OFFICIALS CAN WORK TOGETHER TO REPEAL THE FORD BILL IN TOTAL.

935-6

March 13, 1987

IN CONCLUSION IT IS NOW THE MUNICIPAL COUNCIL'S BUDGET AND WE MUST TAKE THIS \$15.73 TAX RATE AND REDUCE IT TO A LEVEL THAT IS NOT CONFISCATORY AND WILL ALLOW FOR THE GROWTH OF NEWARK TO CONTINUE. WE MUST PLACE THE NECESSARY MONEY INTO THE BUDGET SO MAYOR JAMES CAN HIRE ADDITIONAL POLICE OFFICERS, FOR THE NEWARK CITY COUNCIL CAN ONLY FUND AND NOT HIRE ANY EMPLOYEES.

WE MUST PROVIDE THE NECESSARY DOLLARS TO ASSIST THE ADMINISTRATION IN PROVIDING A TOWING PROGRAM TO HELP KEEP OUR STREETS CLEAN AND REMOVE VEHICLES THAT ARE ILLEGALLY PARKED ON OUR STREETS, WHETHER THEY BE ABANDONED OR COMMERCIAL VEHICLES TAKING PARKING SPACES IN OUR CITY THAT SHOULD BE UTILIZED BY OUR RESIDENTS.

WE THE COUNCIL ARE CHARGED WITH THE RESPONSIBILITY OF ADOPTING LEGISLATION TO MAKE OUR CITY A SAFER, CLEANER, BETTER PLACE TO LIVE, WORK AND PLAY AT THE SAME TIME BRINGING ADDITIONAL REVENUE INTO OUR CITY.

THE ADMINISTRATION IS CHARGED WITH THE ENFORCEMENT OF OUR LAWS. WORKING TOGETHER I AM SURE NEWARK CAN HAVE A TREMENDOUS FUTURE."

Councilman Tucker stated the budget is too high and he will not be voting for it.

A lengthy discussion was held by the Members of the Municipal Council.

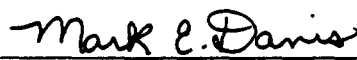
The motion to adopt the resolution was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Tucker.
Absent: Councilmen Carrino, Payne.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Grant, Harris, Rice, Villani, President Martinez.
Absent During Roll Call: Councilman Tucker.
Absent: Councilmen Carrino, Payne.

APPROVED:



Mark E. Davis
Deputy City Clerk



Henry Martinez
President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:15 P. M.

936

The audience arose for the National Anthem.

The invocation was offered by Councilman Ralph T. Grant, Jr.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Rice, Tucker, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Robert Mc Donald, Detective James Miller and Detective James Reed, Sergeant-At-Arms.
Absent: Councilmen Carrino, Harris, Payne, Villani.

(Councilman Carrino arrived at 8:25 P. M.)

(Councilwoman Villani arrived at 8:26 P. M.)

(Councilman Payne arrived at 9:07 P. M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 9, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to consider Resolutions 7-R-e, 7-R-co (A.S.), 7-R-cm (A.S.), 7-R-cy (A.S.), 7-R-dc (A.S.), 7-R-de (A.S.), 7-R-b, and 7-R-cq (A.S.) at this time was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Rice, Tucker, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Villani.

7-R-e. Resolution recognizing and commending all the Members of the Special Robbery Task Force of the Newark Police Department for their effective efforts to prevent thefts of coats and other valuables, and to apprehend criminals who victimize our young people.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Villani.

Councilman Rice read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to the Members of the Special Robbery Task Force of the Newark Police Department.

Detective Joseph Pallaro on behalf of Detectives Thomas Hackney, Carmine De Maio, John Scott-Bey, John L. Smith, William Thomas, Douglas Williams, Detective Sergeant Michael Minovich, Jr., Sergeant Azell Terry, and Police Officers James Walker, Robert Broswell, Jerome Crawford, and Steve Scott thanked the Members of the Municipal Council for honoring them in this fashion.

(Councilman Carrino arrived 8:24 P. M.)

(Councilwoman Villani arrived 8:25 P. M.)

7-R-co. Resolution expressing profound sorrow and regret at the death of Mrs. Edna Kukla (A.S.) Sturm, mother of Barbara Kukla, Editor of the Newark Section of the Star Ledger.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne.

Ms. Kukla expressed her deep appreciation to the Members of the Municipal Council for remembering her mother.

March 18, 1987

937

✓ 7-R-cm.
(A.S.) Resolution recognizing and commending Mr. Shawn Mills of the Newark Community School of the Arts, on his outstanding achievements in the performing arts field.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne.

Councilman Branch read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Mr. Shawn Mills.

Mr. Mills expressed his gratitude to the Members of the Municipal Council for honoring him with the presentation of this resolution.

✓ 7-R-cy.
(A.S.) Resolution recognizing and commending Charlisha McLean and Nicole Bennett, students of the Harriet Tubman School, for their outstanding achievements during the Colgate Women's Games XIII held on March 3, 1987 at Madison Square Garden.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne.

Councilman Tucker read and presented suitably inscribed resolutions, on behalf of the Members of the Municipal Council, to Charlisha McLean and Nicole Bennett.

All of the Members of the Council expressed their congratulations to the young ladies and their parents. Mr. Noel Marshall, Principal of Harriet Tubman School, thanked the Members of the Municipal Council for recognizing these young ladies.

✓ 7-R-dc.
(A.S.) Resolution recognizing and commending Mr. Bert Reginald Berry, Principal of 13th Avenue School for his outstanding contributions to the Newark School System.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne.

Councilman Rice read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Mr. Bert Reginald Berry.

Mr. Berry expressed his gratitude to the Members of the Municipal Council for honoring him with the presentation of this resolution.

✓ 7-R-de.
(A.S.) Resolution recognizing and commending retired Police Lt. Rubin J. Battle, former President of the Batons, Inc. on his contributions to law enforcement and community life.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne.

Councilman Rice read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Retired Police Lieutenant Rubin J. Battle.

Mr. Battle thanked the Members of the Municipal Council, other officials and the Mayor for honoring him with the presentation of this resolution.

✓ 7-R-b.
Resolution expressing profound sorrow and regret at the death of Willie Wright, longtime Community Activist, on March 3, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne.

President Martinez read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Mr. Willie Wright.

Mr. Wright's daughter and two sons expressed their appreciation to the Members of the Municipal Council, for this recognition on behalf of Mr. Wright.

The family of Mr. Wright expressed their appreciation to the Members of the Municipal Council for remembering their father.

7-R-cq. Resolution designating the intersection of Court and West Kinney Streets as Willie Wright Square.
(A.S.)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne.

President Martinez read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to the family members of Mr. Willie Wright.

The family members thanked the Members of the Municipal Council for honoring their father in this fashion.

A motion to permit Mr. Larry Hazzard, Acting Athletic Commissioner and Ms. Carolyn Kelly to be heard at this time was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne.

MR. LARRY HAZZARD, ACTING ATHLETIC COMMISSIONER.
MS. CAROLYN KELLY.

The above speakers addressed the Municipal Council with respect to Aisha Shakir, a Newark baby who needs a liver transplant and requested support of the Newark Municipal Council and all residents of the City. The speakers informed the Municipal Council and the viewing public that there is an Aisha Shakir Liver Fund at the Howards Savings Bank on Chancellor Avenue where contributions can be made.

A lengthy discussion was held by the Members of the Municipal Council.

President Martinez directed the City Clerk to contact Mr. Stephan Berger, Executive Director, Port Authority of NY/NJ, so that he may alert Port Authority police to the possible need to provide emergency transportation, either by land with police escort or by helicopter, on short notice.

(Councilman Payne arrived 9:07 P. M.)

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented Copy of Minutes of Joint Maintenance Meeting, held January 15, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Harris.

4-b. The City Clerk presented Copy of Minutes of Special Private Meeting of Board of Trustees of Newark Public Library, held December 30, 1986.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Harris.

939

4-c.

The City Clerk presented Copy of Minutes of Meeting of Board of Trustees of Newark Public Library, held January 28, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

4-d.

The City Clerk presented Copy of Minutes of Private Meeting of Board of Trustees of Newark Public Library, held January 28, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

4-e.

The City Clerk presented Copy of Minutes of Special Private Meeting of Board of Trustees of Newark Public Library, held February 5, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

4-f.

The City Clerk presented Copy of Minutes of Meetings of Alcoholic Beverage Control Board, held December 22, 1986, January 12, February 2, February 9, February 23, 1987. (Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

4-g.

The City Clerk presented Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for the month of February, 1987.

A motion to approve the Report of Contracts Awarded as recommended by the Purchasing Agent and approved by the Business Administrator subject to the receipt of resolution for Jenaro Construction Company - Overhead Door Maintenance - \$100,000. and approval of Resolution 7-R-v on this agenda, for Castle Installation - Repair & Maintenance - 1½" Water Mains - \$100,000. was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

4-h.

The City Clerk presented Copy of Minutes of Meeting of Board of Adjustment, held February 24, 1987.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

ORDINANCES ON FIRST READING.

940

President Martinez called for ordinances on first reading.

✓ 6-F-a.

The City Clerk read **An ordinance amending Section 23:15-1, Stop Intersections, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersections of Springdale Avenue and North 9th Street and Delavan Avenue and North 7th Street.**

(Springdale Avenue and North 9th Street

Stop Signs shall be installed on North 9th Street

Delavan Avenue and North 7th Street

Stop Signs shall be installed on North 7th Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

No: Councilman Harris.

✓ 6-F-b.

The City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Meeker Avenue as a Through Street.**

(Meeker Avenue: Between Elizabeth Avenue and Frelinghuysen Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1, 1987.

✓ 6-F-c.

The City Clerk read **An ordinance requiring mandatory separation, at the source, of recyclables for the purpose of collection and sale by the city.**

(Curbside Program for separation of commercially generated used corrugated containers in the Central Business District and household generated recyclables, specifically, used newspapers, glass bottles, food and beverage cans from the residences of the City of Newark for the purpose of recycling.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Director of Engineering Zach met with the Council March 18, 1987)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

941

6-F-d.

The City Clerk read An ordinance to amend and supplement Title 24, Transportation, Chapter 1, Section 24:1-6(b) and (c), Taxicab License Fees; Expiration Date of License, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Raises fee for licenses issued after June 1st and expiring November 30 from \$50. to \$125.)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1, 1987.

6-F-e.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To adjust salaries per agreement with Essex Council #1, Civil Service Association.) (Employees in Municipal Courts)

(Increase in accordance with Labor Agreement. Represented by Essex Council #1 Civil Service Association. Fiscal Impact-\$164,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1, 1987.

6-F-f.

The City Clerk read An ordinance approving an amendment to the Urban Renewal Plan and the Relocation for St. Benedict's Urban Renewal Project N.J.R-123 (Seventh Amendment).

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1, 1987.

6-F-g.

The City Clerk read An ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require certain notice requirements on blight determinations coming before the Central Planning Board.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1, 1987.

6-F-h.
(A.S.)

The City Clerk read An ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by amending the Affirmative Action Plan (by adding thereto the definitions as established by the U.S. Federal Register).

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1, 1987.

A motion to consider Item 8-1 (A.S.) on Ordinances on First Reading was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

6-F-i.
(A.S.)

The City Clerk read An ordinance approving the sale of Block 2544, Lot 33, commonly known as 93-95 Seventeenth Avenue, to the Housing Authority of the City of Newark; pursuant to the provisions of N.J.S.A. 40A:11-13 (b) (1).

(\$1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Acting Director of Development Lucas met with the Council March 18, 1987)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1, 1987.

943

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

/ 6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turn prohibitions on Rector Street at McCarter Highway.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-2, Left Turn Prohibitions, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

East on Rector Street to north on McCarter Highway

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for her approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended. (To create the title of Principal Clerk Typist, Bilingual in Spanish and English in the Department of Land Use Control.)

(Creating title in Department of Land Use Control, Division of Permits and Licenses. Represented by Essex Council #1, Civil Service Association. No fiscal impact since this will replace a title at same salary range)

March 18, 1987

944

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An ordinance creating positions in the Department of Land Use Control," (6S&Fba) adopted July 16, 1986, as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Principal Clerk Typist, Bilingual in Spanish & English (35 Hrs.) 4838	\$12,167.63 - \$14,790.93
---	---------------------------

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented.

(Change in hours from 37½ to 35 hours per week; like decrease in salary.
Fiscal impact will result in a cost savings to City.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the title as follows, to wit:

POSITION

Senior Accountant (35 Hrs.) 3169	\$18,179.22 - \$22,096.13
--	---------------------------

SECTION 2. Section 1 of the aforementioned ordinance be further amended to delete the following titles, as follows, to wit:

POSITION

945

Senior Accountant,
Health and Human Services
(35 Hrs.) 3169

Senior Accountant
(37 1/2 Hrs.)
3169

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

/ 6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and a final passage:

Ordinance providing for the vacation of Arlington Avenue, as laid out 20 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from Mt. Prospect Avenue to the westerly line of Woodside Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Arlington Avenue, as laid out 20 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from Mt. Prospect Avenue to the westerly line of Woodside Avenue shall be vacated as a public street or right-of-way; however, reserving to Public Service Electric and Gas Company the right-of-entry and easement for the entire length and total width of Arlington Avenue for the purpose of relaying, rebuilding, reconstructing or maintaining their electric and gas utilities and appurtenances there-to, now laid or to be laid within the above described easement reservation area for said street to be vacated. The erection, construction or placing of any building, vault or structure which will interfere with the laying, relaying, rebuilding, reconstructing or maintenance of existing or additional electric and gas utilities and their appurtenances are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map, known and designated as Map No. 1735-V, dated 3 December, 1986, is on file in the Office of the Director, Department of Engineering. 946

Section 2. This Ordinance is adopted under and by virtue of the provisions of Section 40:67-1 (b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 3. This Ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond Ordinance supplementing Ordinance Number 6-S & F-b (S-3) adopted July 16, 1986 entitled, "Bond Ordinance for the design and construction of a water filtration treatment facility and appurtenances and improvements related thereto designated as capital project number 2084; appropriating \$28,000,000 and authorizing the issuance of \$20,000,000 bonds or notes of the City of Newark, County of Essex, New Jersey for said purpose and amending and supplementing a capital ordinance authorizing a \$4,000,000 appropriation from the City of Newark Municipal Water Utility and Water Supply System Capital Improvement Fund for said project and rescinding a previous Ordinance Number 6-S & F-bb finally adopted June 25, 1985." To provide for an increase in the appropriation and the debt authorization for a total appropriation of \$41,845,530 and a total debt authorization of \$31,845,530; said general improvement authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement filed. Awaiting approval of Division of Local Government Services)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Division of Local Government Services was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,

President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

Councilman Carrino, through the chair, requested the City Clerk to communicate with Division of Local Government Services requesting that this legislation be acted on at their regularly scheduled meeting of April 21, 1987.

947

HEARINGS OF CITIZENS.

/ 6-HC-a.

MS. ELLEN BAY, 75 FERRY STREET, NEWARK, NEW JERSEY addressed the Municipal Council with respect to the Council's generosity in donating 2,000 tickets to Newarkers for a series of shows to be presented at Symphony Hall.

/ 6-HC-b.

MR. JOSE SOLORZANO, 29 HELLER PARKWAY, NEWARK, NEW JERSEY addressed the Municipal Council with respect to dumping garbage near his home, empty garages being used by drug users, and damaged sidewalks due to tree roots growing.

Councilman Carrino stated he will send the proper officials to the speakers home to investigate the tree trimming matter.

Councilman Rice, through the Chair, directed the City Clerk to invite Director of Engineering Zach to meet with the Council at a future special conference regarding sidewalk and tree trimming.

/ 6-HC-c.

MR. MARVIN JENKINS, 265 MORRIS AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to lack of housing for the homeless.

Councilman Branch stated that many measures are being taken by the Members of the Municipal Council in providing housing for the homeless.

✓ 6-HC-d.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to renovating Newark houses for the homeless.

✓ 6-HC-e.

MR. MICHAEL MINTZ, 49-51 GIRARD PLACE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to Ad House operating at 13-15 Clinton Place without a variance.

A lengthy discussion was held by the Members of the Municipal Council.

A motion to consider Motion 7-M-a at this time was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris, Payne.

/ 7-M-a.

A MOTION REQUESTING THE LAW DEPARTMENT TO TAKE IMMEDIATE LEGAL ACTION TO PREVENT ANY CONTINUED OPERATION OF THE AD HOUSE YOUTH AGENCY AT 13-15 CLINTON PLACE IN VIOLATION OF ZONING ORDINANCES; FURTHER, REQUESTING THE DIRECTOR OF LAND USE CONTROL AND THE ZONING OFFICER TO MAKE IMMEDIATE AND FREQUENT INSPECTIONS OF THESE PREMISES TO MAKE SURE THAT ALL LAWS AND ORDINANCES ARE OBSERVED was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Payne.

Councilman Carrino, through the Chair, directed the City Clerk to invite Business Administrator Monteilh and Director of Land Use Control McLucas to meet with the Council at their pre-meeting conference March 31, 1987 to discuss problems in the Department of Land Use Control.....Enforcement of Zoning Laws.

/ 6-HC-f.

MRS. BARBARA HAWKINS, 12 RANDOLPH PLACE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to Ad House, prostitution along Clinton Avenue, west of Randolph Place, and the Adopt-a-Lot Program.

President Martinez directed the City Clerk to forward transcript of Mrs. Hawkins' remarks to Police Director Greenleaf asking that he initiate vigorous efforts by the Police Department to curtail prostitution in this residential neighborhood.

/ 6-HC-g.

MR. ELMOR T. GAINES, 12 GAREIS STREET, NEWARK, NEW JERSEY addressed the Municipal Council with respect to complaints to Department of Welfare for unsatisfactory room assignments at the Lincoln Motel.

Councilman Grant suggested Mr. Gaines speak to a representative from the Mayor's Office who was present in the audience. He indicated he will follow the matter in the morning.

/ 6-HC-h.

MS. LOUISE EPPERSON, 303 SEVENTH AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to the high-rising tax rate in the City of Newark. The speaker felt the tax burden was being felt more by homeowners.

/ 6-HC-i.

MS. PATRICIA BRADFORD, 7 LAUREL PLACE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to Chapter One, Title One of the Board of Education. The speaker felt that the Board of Education's Budget should not be cut but funds be redirected to proper departments for student's benefit.

A motion to permit Ms. Elizabeth Fennel and Mr. Brendan O'Flaherty to be heard under "Hearings of Citizens" was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 6-HC-j.

MS. ELIZABETH FENNEL, 72 OAKLAND TERRACE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to attacks on school buses in various parts of the City.

President Martinez directed the City Clerk to forward a verbatim transcript of Ms. Fennel's remarks to Police Director Greenleaf asking that he take all necessary action in conjunction with the Board of Education to assure the safety of school children aboard buses anywhere in the City of Newark, further requesting the City Clerk to invite same to meet with the Council at a future special conference.

/ 6-HC-k.

BRENDAN O'FLAHERTY, 33 REYNOLDS PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the school budget/tax bills. Mr. Flaherty felt the city should use their power of publicity to inform the citizens of the various voting sites and also of the tax bills.

A lengthy discussion was held by the Members of the Municipal Council.

A motion to consider Item 8-h (A.S.) at this time was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 8-h.
(A.S.)

The City Clerk presented Communication from his Honor, Mayor Sharpe James, received March 18, 1987, nominating, subject to confirmation, Mr. Harold Lucas, Director of the Department of Development of the City of Newark, to be effective March 18, 1987.

(Copy of communication submitted to each Member of the Council)
(Mr. Lucas met with the Council March 18, 1987)

A motion to confirm the appointment of Mr. Harold Lucas as Director of the Department of Development was made by Councilman Grant, seconded by Councilman Branch.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.
No: Councilman Tucker.

Absent: Councilman Harris.

President Martinez: This appointment is confirmed.

Councilman Tucker stated the reason for him voting in the negative on this appointment is that he does not vote for any appointee who does not reside in the City of Newark.

RESOLUTIONS AND MOTIONS.

949

RESOLUTIONS.

- ✓ 7-R-a. **Resolution establishing Petty Cash Fund for Office of the Mayor for 1987.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Harris.

- ✓ 7-R-b. **Resolution expressing profound sorrow and regret at the death of Willie Wright, longtime Community Activist, on March 3, 1987.**

(For action on this resolution, see pages 2 and 3 in the minutes of this meeting)

- ✓ 7-R-c. **Resolution reappointing James Spellman, Alternate Number 2 Member of the Board of Adjustment for term commencing April 1, 1987 and terminating March 31, 1989.**
(Mr. Spellman met with the Council March 18, 1987)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Harris.

- ✓ 7-R-d. **Resolution revoking appointment of Thomas D. Brodie as Constable for a one year term commencing December 30, 1986 and terminating December 29, 1987.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Harris.

- ✓ 7-R-e. **Resolution recognizing and commending all the Members of the Special Robbery Task Force of the Newark Police Department for their effective efforts to prevent thefts of coats and other valuables, and to apprehend criminals who victimize our young people.**

(For action on this resolution, see page 1 in the minutes of this meeting.)

- ✓ 7-R-f. **Resolution ratifying contract for period June 1, 1986 to March 18, 1987; further, authorizing Director of Health and Human Services to execute contract with New Hope Day Care Center, 111 - 119 Sussex Avenue, Newark, to Provide Childhood Day Care Services for period March 19, 1987 to May 31, 1987; maximum amount to be paid \$30,712. funds available from HCDA XII.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Harris.

- ✓ 7-R-g. **Resolution ratifying contract for period June 1, 1986 to March 18, 1987; further, authorizing Director of Health and Human Services to execute contract with La Casa De Don Pedro Day Care, 75 Park Avenue, Newark, to Provide Childhood Day Care Services for period March 19, 1987 to May 31, 1987; maximum amount to be paid - \$30,712.50.; funds available from 1986 Municipal Operating Budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Harris.

✓ 7-R-h.

Resolution authorizing Director of Engineering to execute Contract 86-38 with Santaite Construction Co., Inc., 249 Leonia Avenue, Bogota, lowest responsible bid submitted, for installation of 8" Ductile Iron Water Main on Shaw Avenue for total sum of \$67,100.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project, in amount not to exceed an additional \$7,500.; funds provided in 1986 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Harris.

✓ 7-R-i.

Resolution authorizing Director of Finance to issue and deliver check in amount of \$1,577.15 to James R. Zazzali and Zazzali, Zazzali & Kroll, Esqs., One Gateway Center, Newark, Order entered by Judge Ackerman, United States District Court for the District of New Jersey appointing James R. Zazzali and Sidney Reitman, Special Masters in the matter of U.S.A. v. City of Newark v. County of Essex.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Harris.

✓ 7-R-j.

Resolution authorizing Director of Finance to issue check in amount of \$285.59, payable to Raymond D. Egatz, 44 Cedar Cliff Drive, Wayne, upon receipt of all documents deemed necessary by Corporation Counsel; Raymond D. Egatz instituted suit in the Superior Court of Essex County Special Civil Part, seeking to be awarded compensatory damages together with interest and costs of suit, as result of motor vehicle accident on July 7, 1986, involving an automobile owned by Mr. Egatz and a vehicle owned by City of Newark and operated by city employee.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Harris.

✓ 7-R-k.

Resolution designating reserved parking area for handicapped motorists on North 5th Street, east side, beginning 228 feet south of curblin of 6th Avenue and extending 25 feet southerly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.
Absent: Councilman Harris.

✓ 7-R-l.

Resolution designating reserved parking area for handicapped motorists on Montrose Street, east side, beginning 184 feet south of the southerly curblin of South Orange Avenue and extending 25 feet southerly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

951

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-m.

Resolution designating reserved parking area for handicapped motorists on Bergen Street, west side, beginning 222 feet north of the northerly curblane of Madison Avenue and extending 23 feet southerly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-n.

Resolution designating stop intersection on West Peddie Street and Ridgewood Avenue; installing stop signs on Ridgewood Avenue; pursuant to section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-o.

Resolution designating stop intersection on Hawthorne Avenue and Ridgewood Avenue; installing stop signs on Ridgewood Avenue; pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-p.

Resolution designating stop intersection on N.J.R.R. Avenue and Oliver Street; installing stop signs on N.J.R.R. Avenue; pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-q.

Resolution ratifying contract for period January 2, 1987 to March 18, 1987; further, authorizing Director of Health and Human Services to enter into and execute contract with State Department of Education for the SuNuP Child Care Food Program for Children for period March 19, 1987 to December 31, 1987; total budget for said program is \$337,092.07

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-R-r.

Resolution authorizing Business Administrator to enter into contract with Newark Watershed Conservation and Development Corporation to manage, plan and provide for the Conservation and Development of the Watershed properties of the City of Newark in Morris, Passaic and Sussex Counties for period April 1, 1987 to December 31, 1987; funds currently available in Pequannock Watershed Properties Dedicated Trust Fund. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" in accordance with N.J.S.A. 40A:11-5(1)(a)(ii))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

After Resolution 7-R-cj, a motion to reconsider this resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-R-s.

Resolution authorizing Director of Finance to issue check in amount of \$4,600. to Hal M. Golden and his attorneys Blume, Vazquez, Goldfaden, Berkowitz, Oliveras & Donnelly, Esqs., 5 Commerce Street, Newark, upon receipt of all documents deemed necessary by Corporation Counsel; Hal M. Golden instituted suit against City of Newark and Leroy Washington, in Superior Court of New Jersey, Essex County, seeking recovery for personal injuries arising from alleged negligence of City of Newark and Leroy Washington, its employee.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-R-t.

Resolution ratifying filing of application with State Department of Transportation; further, ratifying contract for period July 1, 1986 to March 18, 1987; further authorizing Mayor and Director of Engineering to enter into contract with State Department of Transportation, for purposes of providing Subregional Transportation Planning in the City of Newark for period March 19, 1987 to June 30, 1987, in amount of \$90,000., City of Newark shall provide in-kind services match equivalent to \$14,625.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

/ 7-R-u.

Resolution supporting efforts of American Modern Metals to obtain loans from Local Development Financing Fund to assist in the financing of project located at 97 St. Francis Street; said company is currently located in Kearny and plans to acquire the machinery, equipment and real estate of the now bankrupt Newark Special Tool Company; plans to retain and retrain as many Newark Special Tool employees as possible; Local Development Financing Fund-\$405,000., Philadelphia National Bank-\$1,215,000., totalling \$1,620,000. (New Jobs-71)

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Tucker noted questions were raised at the pre-meeting conference whether persons who are currently employed at these industries reside in the City of Newark. He was assured by a representative of Newark Economic Development Corporation that they would forward documentations.

953

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-v.

Resolution ratifying contract for period March 1, 1987 to March 18, 1987; further authorizing Business Administrator to enter into contract with Castle Installation Co., Inc., 566 Liberty Avenue, Jersey City, New Jersey 07307, only responsible bid received, to Provide the Repair and Maintenance of Existing Cold Water Meters under 1½", for period March 19, 1987 to February 29, 1988; contract shall not exceed \$100,000.; funds provided in 1987 Operating Budget of Department of Finance, Division of Water Accounting and Customer Service.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-w.

Resolution authorizing Director of Engineering to execute contract with Ben Thompson Associates, 103 Oraton Street, Newark, New Jersey, 07104, for design services for a new firehouse to be constructed on Southeast corner of Central Avenue and South 12th Street, for total sum of \$105,000., further authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project, in amount not to exceed an additional \$7,500. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

Councilman Rice, through the Chair, directed the City Clerk to communicate with Business Administrator Monteilh and Director of Engineering Zach requesting that they move forthwith to facilitate the expeditious performance of said design services so that actual construction on the new fire facility can begin as soon as possible.

7-R-x.

Resolution authorizing Director of Engineering to execute Contract 86-39R with Dujets Tree Experts, Notch Road, West Paterson, New Jersey, 07424, lowest responsible bid submitted, for Tree Pruning Throughout the City of Newark, for Section J-570 Trees-\$19,380.; Section L-765 Trees-\$27,540.; Section X-1470-\$52,920.; Section Y-950 Trees-\$38,000.; Section Z-500 Trees-\$21,500.; totalling \$159,340.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$7,500.; further authorizing Director of Engineering to execute Contract 86-39R with Trees, Inc., 640 Eagle Rock Avenue, West Orange, New Jersey, 07052, lowest responsible bid submitted, for Tree Pruning Throughout the City of Newark, for Section W-1,430 Trees, for total sum of \$45,617.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed an additional \$1,383.; funds provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-y.

Resolution authorizing transfer of reserve funds from Department of Finance, Insurance Fund Commission, Other Expenses, Services by Contract or Agreement-\$969., Materials and Supplies-\$153., Equipment-\$2,500., totalling \$3,622. to Department of Law, Other Expenses, Services by Contract or Agreement-\$969., Materials and Supplies-\$153., Equipment-\$2,500., totalling \$3,622.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
 Absent: Councilman Harris.

✓ 7-R-z.

Resolution authorizing transfer of reserve funds from Department of Administration, Division of Real Property, Personnel Services, Other Pay-\$1,114., Other Expenses, Services by Contract or Agreement-\$6,813., totalling \$7,927. to Department of Development, Division of Property Management, Personnel Services, Other Pay-\$1,114. Other Expenses, Services by Contract or Agreement-\$6,813., totalling \$7,927.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
 Absent: Councilman Harris.

✓ 7-R-ba.

Resolution authorizing transfer of reserve funds from Department of Health and Human Services, Division of Community Health, Other Expenses, Miscellaneous-\$9,528. to Department of Health and Welfare, Division of Health, Salaries and Wages, Other Pay-\$3,714. and to Department of Health and Human Services, Director's Office, Salaries and Wages, Personnel Services-\$5,814., totalling \$9,528.; pursuant to N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
 Absent: Councilman Harris.

✓ 7-R-bb.

Resolution authorizing transfer of funds from Housing and Community Development Act, First Year (HCDA I), Various Projects-\$55,834.82 to HCDA XI, Eleventh Year (Reprogrammable Funds)-\$55,834.82; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
 Absent: Councilman Harris.

✓ 7-R-bc.

Resolution authorizing transfer of funds from Housing and Community Development Act, Third Year (HCDA III), Various Projects-\$84,366.50 to HCDA XI, Eleventh Year (Reprogrammable Funds)-\$84,366.50; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
 Absent: Councilman Harris.

✓ 7-R-bd.

Resolution authorizing transfer of funds from Housing and Community Development Act, Fifth Year (HCDA V), Various Projects-\$64,987.62 to HCDA XI, Eleventh Year, (Reprogrammable Funds)-\$64,987.62; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

955

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-be.

Resolution authorizing transfer of funds from Housing and Community Development Act, Seventh Year (HCDA VII), Various Projects- \$955,482.59 to HCDA XI, Eleventh Year (Reprogrammable Funds)-\$955,482.59; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bf.

Resolution authorizing transfer of funds from Housing and Community Development Act, Ninth Year (HCDA IX), Various Projects-\$2,186,408., to HCDA XI, Eleventh Year (Reprogrammable Funds)-\$2,186,408.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bg.

Resolution authorizing transfer of funds from Housing and Community Development Act, Tenth Year (HCDA X), Various Projects-\$1,589,535.17 to HCDA XI, Eleventh Year (Reprogrammable Funds)-\$1,589,535.17; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bh.

Resolution authorizing transfer of funds from Housing and Community Development Act, Eighth Year (HCDA VIII), Various Projects to HCDA XI, Eleventh Year (Reprogrammable Funds)-\$1,108,491.; pursuant to Ordinance 6-S & F-d adopted April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bi.

Resolution authorizing transfer of funds from Housing and Community Development Act II, Second Year (HCDA II), Various Projects to HCDA XI, Eleventh Year (Reprogrammable Funds)-\$349,001.; pursuant to Ordinance 6-S & F-d adopted April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-bj.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", Nutrition Project for the Elderly, \$50,235.38.

956

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-bk.

Temporary emergency resolution appropriating \$50,235.38., Nutrition Project for the Elderly USDA Cash; said emergency funds shall be provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-bl.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", Child Care Food Program, \$337,092.07.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-bm.

Temporary emergency resolution appropriating \$337,092.07., Child Care Food Program; said emergency funds shall be provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-bn.

Resolution accepting bid of Ralph Serpe, only bid received, for purchase of City-owned property known as 11-17 Victoria Street (6th Avenue), Block 488, Lots 44, 45 and 46 for \$21,600.; pursuant to Executive Order Number PM870009, January 28, 1987. (Minimum Offer Approved \$21,600.; Capital Improvement-\$211,200.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374", further deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

No: Councilman Tucker.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

No: Councilman Tucker.

Absent: Councilman Harris.

7-R-bo.

Resolution accepting bid of Ralph Serpe, only bid received, for purchase of City-owned property known as 54-62 Summer Avenue, Block 485, Lot 32 and 36 for \$28,000.; pursuant to Executive Order Number PM870008, January 28, 1987. (Minimum Offer Approved \$28,000.; Capital Improvement-\$223,500.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374", further deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani,
President Martinez.

No: Councilman Tucker.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani,
President Martinez.

No: Councilman Tucker.

Absent: Councilman Harris.

7-R-bp.

Resolution accepting bid of Ralph Serpe, only bid recieved, for purchase of City-owned property known as 9 - 13 Stone Street, Block 478, Lots 24, 26 and 28 for \$15,800.; pursuant to Executive Order Number PM870011, January 28, 1987. (Minimum Offer Approved-\$15,800.; Capital Improvement-\$216,200.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374", further deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani,
President Martinez.

No: Councilman Tucker.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani,
President Martinez.

No: Councilman Tucker.

Absent: Councilman Harris.

7-R-bq.

Resolution accepting bid of Ralph Serpe, only bid received, for purchase of City-owned property known as 354-358 Bloomfield Avenue, Block 1970, Lot 1, for \$15,700.; pursuant to Executive Order No. PM870006, January 28, 1987. (Minimum Offer Approved-\$15,700.; Capital Improvement-\$246,500.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374", further deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani,
President Martinez.

No: Councilman Tucker.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani,
President Martinez.

No: Councilman Tucker.

Absent: Councilman Harris.

✓ 7-R-br.

Resolution accepting bid of Ralph Serpe, only bid received, for purchase of City-owned property known as 33-35 Victoria Street (6th Avenue), Block 480, Lots 41 and 42, for \$6,800.; pursuant to Executive Order No. PM870010, January 28, 1987. (Minimum Offer Approved-\$6,800.; Capital Improvement-\$140,800.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374", further deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani,
President Martinez.
No: Councilman Tucker.
Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani,
President Martinez.
No: Councilman Tucker.
Absent: Councilman Harris.

✓ 7-R-bs.

Resolution accepting bid of Ralph Serpe, only bid received, for purchase of City-owned property known as 733-735 Highland Avenue, Block 810, Lot 55, for \$7,500.; pursuant to Executive Order No. PM870007, January 28, 1987. (Minimum Offer Approved -\$7,500.; Capital Improvement-\$71,700.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374", further deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani,
President Martinez.
No: Councilman Tucker.
Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani,
President Martinez.
No: Councilman Tucker.
Absent: Councilman Harris.

✓ 7-R-bt.

Resolution exempting real property taxation on premises 789-791 Bergen Street, Block 2711, Lots 9 and 10, owned by Joe Bryant; pursuant to N.J.S.A. 54:4-3.30 which provides that a dwelling house of any citizen or resident who has been declared by the United States Veterans Administration to have a total service-connected disability shall be exempt from taxation); further, authorizing Tax Collector to revise and correct records by deleting therefrom any outstanding taxes, penalties and interest on said property for nine months of 1986.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani,
President Martinez.
No: Councilman Tucker.
Absent: Councilman Harris.

7-R-bu.

Resolution cancelling assessment on improvements for four months of 1979 and full year of 1980 on premises 320 Renner Avenue, Block 3623, Lot 15, owned by Tommy Ware; pursuant to N.J.S.A. 54:4-99 and N.J.S.A. 54:4-100; Mr. Ware purchased said property from City of Newark August 24, 1979 which was vacant land; assessment on improvements placed on property for four months of 1979 and full year of 1980 were contrary to law; further, authorizing Tax Collector to revise and correct records by deleting therefrom outstanding taxes, penalties and interest on said improvements for said periods; further, authorizing Tax Collector to credit taxes paid for four months of 1979-\$400.33 against unpaid taxes for years 1980, 1985 and 1986, after deleting the taxes on improvements for 1980 in amount of \$932.90 from the unpaid taxes.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

No: Councilman Tucker.

Absent: Councilman Harris.

7-R-bv.

Resolution authorizing Corporation Counsel and Tax Collector to enter into Consent Order/Installment Agreement with each previous "Owner of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due City of Newark on any one parcel shall be made in substantially equal monthly installments over period not exceeding three years in all; current year's taxes and each subsequent year's taxes, thereafter, be paid quarterly, as provided by State Law and concurrently with monthly installments on the arrears. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bw.

Resolution authorizing Corporation Counsel and Tax Collector to enter into Consent Order/Installment Agreement with each previous "Owner of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due City of Newark on any one parcel shall be made in substantially equal monthly installments over period not exceeding three years in all; current year's taxes and each subsequent year's taxes, thereafter, be paid quarterly, as provided by State Law and concurrently with monthly installments on the arrears. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bx.

Resolution authorizing Corporation Counsel and Tax Collector to enter into (partial) "Consent Order" to vacate foreclosure judgement with each previous "Owner of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due City of Newark plus subsequent years' taxes be paid in full on the date of redemption. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-by.

Resolution authorizing Tax Collector to accept sum of \$27,408. (568 South 19th Street) and sum of \$29,915. (740 South 19th Street) from New Jersey Housing Mortgage Finance Agency; proceeds from fire insurance coverage; further, authorizing Director of Finance to issue check in sum of \$40,221. which is the balance of said insurance proceed to New Jersey Housing Mortgage Finance Agency, owner of said properties; difference between the drafts amount and cost of renovating the fire damaged buildings (\$17,102.) is to be retained by the City and applied to payment in lieu of taxes)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-bz.

Resolution accepting Audit Report from Samuel Klein and Company, Certified Public Accountants, for Community Development Block Grants, Grant Numbers B-75MC-34-01 through B-84-MC-34-0111 and the Emergency Jobs Bill Grant Number E-83MC-34-0111 for period May 1, 1983 to December 31, 1984; further, authorizing Municipal Comptroller to pay contract audit fee of \$77,500. upon Municipal Council's acceptance of said audit.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ca.

Resolution rejecting bid of James E. Lamb & Son, Inc., t/a B & J Nursery, R.D. 2, Box 110, New Egypt-Allentown Road, Cream Ridge, New Jersey, on grounds of misrepresentation; further, authorizing Director of Engineering to execute Contract 87-01, Tree Planting-City-wide, with Ventura Construction Corp., P.O. Box 96, East Hanover, New Jersey, for total sum of \$349,392., in accordance with specifications; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in net amount not to exceed \$7,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cb.

Resolution authorizing Business Administrator to amend City's contract with Prudential Insurance Company of America, by providing Term Life Insurance valued at \$1,500. for retirees represented by Police Superior Officers Association who have retired on or after January 1, 1985, under either an Accidental or Ordinary Disability Retirement, after having been employed the number of years required by Division of Pensions to achieve eligibility for either type of disability retirement; further, authorizing Business Administrator to amend City's contract with Prudential Insurance Company of America for active employees and certain retirees represented by Fraternal Order of Police, Newark Lodge No. 12 (Extended and Additional Term Life and Accidental Death and Dismemberment Insurance); additional cost of providing aforesaid benefits during Year 1987 shall not exceed \$40,000.; cost of continuing said benefits during subsequent years shall be contingent upon appropriation of budget funds for those years. (Amended contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(m))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

961

7-R-cc.

Resolution exempting real property taxation on premises 59 Smith Street, Block 4199, Lot 23, owned by Robert and Caroline McGhee; pursuant to N.J.S.A. 54:4-3.30 which provides that a dwelling house of any citizen or resident who has been declared by the United States Veteran's Administration to have a total service-connected disability shall be exempt from taxation; further, authorizing Tax Collector to revise and correct records by deleting therefrom any outstanding taxes, penalties and interest on said property for 10 months of 1986; further, authorizing Tax Assessor to remove assessment on said property for 10 months of 1986; further, authorizing Director of Finance to refund sum of \$876.67 for 10 months of 1986.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cd.

Resolution supporting efforts of obtaining loans from Local Development Financing Fund to assist in financing of the following projects: New Community Industrial Corporation, construction on a 2.4 acre plot, between Springfield Avenue, Fifteenth Avenue, Morris Avenue and Bedford Street, of a 30,500 square foot cold storage warehouse and distribution facility for Martins Ice Cream; Project being undertaken by non-profit New Community Industrial Development Corp; LDFF-\$500,000., NJEDA Bonds-\$1,300,000., Equity-\$241,000., totalling-\$2,041,000. (65 New Jobs); NEDC will assist with an Urban Enterprise Zone Designation; Fabian Formals, Inc., acquisition of a 10,000 square foot building at 169 Frelinghuysen Avenue to house offices and distribution facilities for Fabian Formals, Inc., dba First Nighter Formals, said firm is relocating from current facilities in Manhattan; LDFF-\$75,000., Purchase Money Mortgage-\$200,000., Equity-\$60,000., totalling-\$335,750. (20 New Jobs); NEDC is assisting with an Urban Enterprise Zone designation; Diamond Case Company, purchase and renovation of a 15,000 square foot building at 15-19 Union Street, Diamond Case assembles luggage, toll booth hoppers and other specialized cases, company is relocating from current location in Queens, New York, new facility will house office and distribution facilities as well as an assembly area, LDFF-\$121,587., Equity-\$52,500., Bank Financing-\$350,913, totalling-\$525,000. (50 New Jobs)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Mr. Stuart Fried, Project Development Officer, Newark Economic Development Corporation met with the Council March 18, 1987)

Councilman Tucker noted questions were raised at the pre-meeting conference whether persons who are currently employed at these industries reside in the City of Newark. He was assured by a representative of Newark Economic Development Corporation that they would forward documentations.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Rice, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ce.

Resolution recognizing and commending Dr. Mamie Bridgeforth, Administrative Director of Faith Christian Center, on her many contributions to the community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cf.

Resolution recognizing and commending Captain Nicholas Gesualdo of the Newark Police Department on his achievement award from the Newark Chapter of Unico National.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-cg.

Resolution recognizing and commending the Honorable Nicholas Amato, Essex County Executive, on his achievement award from the Newark Chapter of Unico National. 962

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-ch.

Resolution recognizing and commending Dr. Elena J. Scambio, Essex County Superintendent of Schools, on her achievement award from the Newark Chapter of Unico National.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-ci.

Resolution recognizing and commending The Most Reverend Theodore McCarrick Archbishop of Newark, on his achievement award from the Newark Chapter of Unico National.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-cj.

Resolution recognizing and commending Mary Beth Petriella, Student at West Essex Regional High School, on her achievement award from the Newark Chapter of Unico National.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-ck.
(A.S.)

Temporary emergency resolution appropriating \$1,325,809.97, Safe and Clean Supplemental; said emergency funds shall be provided in 1987 Budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-cl.
(A.S.)

Resolution recognizing and commending Ms. Brenda Beavers, former Director of Social Services for the Salvation Army, on the occasion of her resignation after 14 years of exemplary service.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-cm.
(A.S.)

Resolution recognizing and commending Mr. Shawn Mills of the Newark Community School of the Arts, on his outstanding achievements in the performing arts field.

(For action on this resolution, see page 2 in the minutes of this meeting.)

7-R-cn.
(A.S.)

Resolution recognizing and commending Mr. Leroy Owens on the occasion of his retirement from Local 1233 of the International Longshoremen's Association after 61 years of dedicated service.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-co.
(A.S.)

Resolution expressing profound sorrow and regret at the death of Mrs. Edna Kukla Sturm, mother of Barbara Kukla, Editor of the Newark Section of the Star Ledger.

(For action on this resolution, see page 1 in the minutes of this meeting.)

7-R-cp.
(A.S.)

Resolution recognizing and commending the Portuguese American Congress of New Jersey for its contributions to the Greater Newark Community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cq.
(A.S.)

Resolution designating the intersection of Court and West Kinney Streets as Willie Wright Square.

(For action on this resolution, see page 3 in the minutes of this meeting.)

7-R-cr.
(A.S.)

Temporary emergency resolution appropriating \$50,250., Office of the City Clerk and Municipal Council, City Clerk, Services by Contract or Agreement, Other Professional Services-\$50,250.; said emergency funds shall be provided in 1987 Budget.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cs.
(A.S.)

Resolution recognizing and commending Reverend J. Wendell Mapson for his outstanding contributions to the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-ct.
(A.S.)

Resolution recognizing and commending the Junior League of Montclair - Newark on the occasion of its 16th Annual Newark Teen Arts Festival held March 14, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cu.
(A.S.)

Resolution recognizing and commending Charles Zizza, retired Chief of Police of the Newark Police Department, on the occasion of his Testimonial Retirement Dinner held on March 10, 1987 at the Holiday Inn.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cv.
(A.S.)

Resolution recognizing and commending Reverend Toney E. Jackson, Sr., on his installation as Pastor of Bethlehem Baptist Church.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cw.
(A.S.)

Resolution recognizing and commending James Dimery, honorary Past Master of Trinity Lodge 33, Free and Accepted Masons, Prince Hall Affiliate, for his many contributions to the Fraternal Organization and the Community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cx.
(A.S.)

Resolution recognizing and commending Wilbur Parker in Trinity Lodge 33, Free and Accepted Masons, Prince Hall Affiliate, for his many contributions to the fraternal organization and the community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-cy.
(A.S.)

Resolution recognizing and commending Charlisha McLean and Nicole Bennett, students of the Harriet Tubman School, for their outstanding achievements during the Colgate Women's Games XIII held on March 3, 1987 at Madison Square Garden.

(For action on this resolution, see page 2 in the minutes of this meeting.)

7-R-cz.
(A.S.)

Resolution amending Resolution 7-R-n, October 1, 1986, ratifying and executing a contract with the Department of Development and the Roman Catholic Archdiocese Inc., Quest Program, by changing the contract period from September 1, 1986 through August 1, 1987 to July 1, 1986 through June 1, 1987. (No additional funds required)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-da.
(A.S.)

Resolution recognizing and commending B.B. King, the celebrated Blues Singer, for his contributions to the American culture, and welcoming him to a performance at Symphony Hall on March 28, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

965

✓ 7-R-db.
(A.S.)

Resolution recognizing and commending Bobby "Blue" Bland, the celebrated Blues Singer, for his contributions to American Culture, and welcoming him to a performance at Symphony Hall on March 28, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-dc.
(A.S.)

Resolution recognizing and commending Mr. Bert Reginald Berry, Principal of 13th Avenue School for his outstanding contributions to the Newark School System.

(For action on this resolution, see page 2 in the minutes of this meeting.)

✓ 7-R-dd.
(A.S.)

Resolution recognizing and commending Geraldine (Gi Gi) Foushee, Executive Secretary of the Board of Alcoholic Beverage Control, on her contributions to law enforcement and community life.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-de.
(A.S.)

Resolution recognizing and commending retired Police Lt. Rubin J. Battle, former President of the Batons, Inc. on his contributions to law enforcement and community life.

(For action on this resolution, see page 2 in the minutes of this meeting.)

✓ 7-R-df.
(A.S.)

Resolution recognizing and commending the Reverend Doctor William D. Watley, Pastor of St. James A.M.E. Church, for his outstanding spiritual and civic leadership.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-R-dg.
(A.S.)

Resolution authorizing Director of Development to implement a Rental Rehabilitation Program in the City of Newark for moderate rehabilitation of residential rental units for low and moderate income households; said Department will be authorized without further Municipal Council approval to enter into any contract with any resident or business pursuant to aforementioned program and other federal guidelines established.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto the following: "The Director of the Department of Development shall submit regularly to the City Clerk copies of all applications which are approved and all contracts which are executed pursuant to this program" was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris.

A motion to adopt the resolution, as amended, was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Harris.

7-R-dh.
(A.S.)

Resolution authorizing Director of Development to implement a Section 312 Loan Program for moderate rehabilitation of residential property in the City of Newark; said Department will be authorized without further Municipal Council approval to enter into any contract with any resident or business pursuant to aforementioned program and other federal guidelines established.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto the following: "The Director of the Department of Development shall submit regularly to the City Clerk copies of all applications which are approved and all contracts which are executed pursuant to this program" was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-di.
(A.S.)

Resolution authorizing the Central Planning Board to make an investigation and hold public hearing to determine whether City Tax Block 2707, Lots 1, 2, 6, 7, 9, 10, 11, 12, 13, 14, 15, 16, 17, 19, 21, 23, 24, 25, 26, 27 and 28; City Tax Block 2712, Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 12, 14, 15, 17, 18, 20 and 21; City Tax Blocks 2706, 2705, 2714, 2713 in their entirety are blighted areas. (Along the Northerly side of Hawthorne Avenue to the Westerly side of Jeliff Avenue along the Southerly side of West Bigelow Street to the Easterly side of Bergen Street (excepting the properties fronting on Bergen Street))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

Absent: Councilman Harris.

7-R-dj.
(A.S.)

Resolution authorizing the Central Planning Board to make an investigation and hold public hearing to determine whether City Tax Block 167, Lots 10, 14 and 16 also known as 1-11 Liberty and 43-49 Hamilton Streets is a blighted area.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dk.
(A.S.)

Resolution accepting bid of George S. Adams, Magg Promotions Inc., only bid received for leasing of City-owned property known as 22-24 Elizabeth Avenue, Block 2801, Lot 11, for period April 1, 1987 and ending March 31, 1991, for sum of \$7,800. annually, pursuant to Executive Order PMB70013, February 3, 1987. (Furniture Store)

(Copy of resolution and correspondence submitted to each Member of the Council)

967

A motion to amend the resolution by including "The successful bidder shall use these premises only for the operation of a furniture store. Any other use, including but not limited to the use of the building for a disco or the sale of alcoholic beverages shall automatically terminate this lease" was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

A motion to adopt the resolution, as amended, was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dl.
(A.S.)

Resolution expressing profound sorrow and regret at the passing of Cheryl George, sister of Geraldine Foushee, Executive Secretary of the Board of Alcoholic Beverage Control.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dm.
(A.S.)

Resolution authorizing transfer of reserve funds from Offices of City Clerk and Municipal Council, City Clerk's Office, Personnel Services, Regular Salaries and Wages-\$29,625., to Services by Contract or Agreement-\$29,625., totalling \$29,625.; pursuant to N.J.S.A 40A:4-59.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-dn.
(A.S.)

Resolution authorizing Business Administrator to enter into agreement with Occidental Life of North Carolina Peninsula Life Insurance Company, P.O. Box 10234, Raleigh, North Carolina, to permit said company to solicit employees to purchase voluntary life insurance plan in accordance with specifications and conditions which specify City of Newark will not be a contributor to pay the premiums; City of Newark will permit payment of premiums through an authorized payroll deduction plan for which contractor will reimburse city for administrative costs; said funds will be deposited to the General Funds Account.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-R-do.
(A.S.)

Resolution by the Newark Municipal Council supporting New Jersey Senate Bill 2678 OCR which establishes Hispanic Women's Demonstration Resource Centers.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

MOTIONS.

✓ 7-M-a.

A MOTION REQUESTING THE LAW DEPARTMENT TO TAKE IMMEDIATE LEGAL ACTION TO PREVENT ANY CONTINUED OPERATION OF THE AD HOUSE YOUTH AGENCY AT 13-15 CLINTON PLACE IN VIOLATION OF ZONING ORDINANCES; FURTHER, REQUESTING THE DIRECTOR OF LAND USE CONTROL AND THE ZONING OFFICER TO MAKE IMMEDIATE AND FREQUENT INSPECTIONS OF THESE PREMISES TO MAKE SURE THAT ALL LAWS AND ORDINANCES ARE OBSERVED.

(For action on this motion, see page 12 in the minutes of this meeting.)

✓ 7-M-b.

A MOTION REQUESTING THE APPROPRIATE OFFICIALS TO INSPECT A WATER LEAK AT 77 HANSBURY AVENUE was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-M-c.

A MOTION REQUESTING THE NEWARK BOARD OF EDUCATION TO PROMPTLY SUPPLY THE MUNICIPAL COUNCIL WITH DETAILED OPERATING BUDGETS FOR THE YEARS 1984-1985, 1985-1986 AND 1986-1987 was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes.

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-M-d.

A MOTION CONVEYING SINCERE BEST WISHES TO THEIR COLLEAGUE, THE HONORABLE DONALD TUCKER, COUNCILMAN-AT-LARGE, ON THE CELEBRATED OCCASION OF HIS BIRTHDAY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-M-e.

A MOTION EXTENDING CONGRATULATIONS TO THEIR COLLEAGUE, THE HONORABLE MARIE VILLANI, COUNCILWOMAN-AT-LARGE, ON THE BIRTH OF HER GRANDDAUGHTER, GABRIELLE, BY PROUD PARENTS ALLAN AND BARBARA VILLANI was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-M-f.

A MOTION REQUESTING DIRECTOR OF ENGINEERING ALVIN ZACH TO IMMEDIATELY INSPECT AND DETERMINE THE PRESENT CONDITION OF THE SHEFFIELD STREET BRIDGE; FURTHER, TO ASCERTAIN OWNERSHIP AND WHO IS RESPONSIBLE FOR THE MAINTENANCE AND REPAIR OF SAID BRIDGE AND TO ADVISE THE MUNICIPAL COUNCIL OF HIS FINDINGS AND RECOMMENDATIONS AS SOON AS POSSIBLE was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 7-M-g.

A MOTION REQUESTING THE CORPORATION COUNSEL TO IMMEDIATELY ENTER NEGOTIATIONS WITH THE PASSAIC VALLEY SEWERAGE COMMISSION TO RESOLVE THE OUTSTANDING WATER BILLS OWED THE CITY OF NEWARK; FURTHER IF SAID NEGOTIATIONS ARE NOT QUICKLY PRODUCTIVE, THE CORPORATION COUNSEL TO IMMEDIATELY INSTITUTE SUIT FOR THE RECOVERY OF SAID MONIES was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

963
7-M-h.

A MOTION EXTENDING BEST WISHES FOR A SPEEDY RECOVERY TO MR. KENNETH LOUIS, VICE-PRESIDENT OF GOVERNMENTAL AFFAIRS FOR THE GREATER NEWARK CHAMBER OF COMMERCE was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

7-M-f.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE DEATH OF HARRY DUDKIN, ASSISTANT ESSEX COUNTY PROSECUTOR AND FORMER DEMOCRATIC CHAIRMAN OF NEWARK'S SOUTH WARD was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Montellh, received February 27, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Land Use Control and establishing salaries therefor,' (6-S & F-ba) adopted July 16, 1986 and amendments thereto to create the title of Manager, Office of Boards and delete the title of Manager, Division of Boards in the Department of Land Use Control)."

(Manager, Office of Boards

(35 Hours)

\$34,278.57 - \$41,665.84)

(Change in title name only. Not represented by any bargaining unit. No fiscal impact since no change in salary.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 1, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-b.

The City Clerk presented Communication from Business Administrator Montellh received February 27, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Health and Human Services,' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Program Coordinator, Childhood Lead Poisoning in the Department of Health and Human Services)."

(Program Coordinator,

Childhood Lead Poisoning

(35 Hours)

\$29,611.44 - \$35,992.43)

Creating title inadvertently omitted from master ordinance on August 11, 1986. Not represented by any bargaining unit. Funded from State grant therefore no fiscal impact on City budget.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 1, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received March 9, 1987, enclosing proposed "Ordinance to Regulate Newsracks in Public Rights-of-Way".

(Newsrack means any self-service or coin-operated box, container, storage unit or other dispenser installed, used or maintained for the display and sale of newspapers or other news periodicals.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh Corporation Counsel Grant and Director of Engineering Zach to meet with the Council at their pre-meeting conference March 31, 1987 was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received March 10, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Land Use Control,' (6-S & F-ba) adopted July 16, 1986 as amended (To establish the salary of Tax Assessor in the Department of Land Use Control)."

(Tax Assessor 8/11/86 \$32,393.17 - \$39,374.16)

(Creating title and salary range for Tax Assessor. Title transferred from Office of Mayor to Land Use Control. Not represented by any bargaining unit. No fiscal impact since money is budgeted in 1987 Budget of Department of Land Use.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Director of Land Use Control McLucas to meet with the Council at their pre-meeting conference March 31, 1987 was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received March 10, 1987, enclosing proposed "Ordinance amending Title 23, Traffic and Parking, Chapter 5, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To add a new section prohibiting parking within twenty feet of any refuse containers)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference March 31, 1987 was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received March 9, 1987, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Malvern Street."

(Malvern Street - north side, beginning at the westerly curblin of Pulaski Street and extending 90 feet westerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Does not require Approval of Department of Transportation)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference March 31, 1987 was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

March 18, 1987

971

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received March 10, 1987, enclosing proposed "Ordinance authorizing the City of Newark through the Newark Watershed Corporation to lease City-owned property known as Block 589, Lot 36 and Block 588, Lot 15, in the Township of West Milford, leasing to West Milford in exchange for a 10 acre portion of property owned by West Milford Township known as Block 579, Lots 4 and 5; pursuant to N.J.S.A. 40A:12-14(b) and 40A:12-16."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 1, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

✓ 8-h.
(A.S.)

The City Clerk presented Communication from his Honor, Mayor Sharpe James, received March 18, 1987, nominating, subject to confirmation, Mr. Harold Lucas, Director of the Department of Development of the City of Newark, to be effective March 18, 1987.

(Copy of communication submitted to each Member of the Council)
(Mr. Lucas met with the Council March 18, 1987)

(For action on this ordinance, see page 13 in the minutes of this meeting)

✓ 8-i.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received March 18, 1987, enclosing proposed "Ordinance approving the sale of Block 2544, Lot 33, commonly known as 93-95 Seventeenth Avenue, to the Housing Authority of the City of Newark; pursuant to the provisions of N.J.S.A. 40A:11-13 (b) (1).
(\$1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-1, on page 7 in the minutes of this meeting.)

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

Communication from Business Administrator Monteilh, received February 23, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended (To adjust the salary for Judge in the Municipal Courts.)"

(Judge \$53,620.25 - \$53,620.93)

(Raise due to additional court days. Not represented by any union. 10.2% increase - Fiscal impact approximately \$34,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Acting Presiding Judge Minor met with the Council March 18, 1987)

A motion directing the City Clerk to place this ordinance on the April 1, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from February 25, 1987 to March 9, 1987:

972

BINGO LICENSESLICENSEELICENSE NUMBER

Parent Association of St. Benedict School
St. Bridget's Church
Polish Falcons Nest

9510 (Amended)
9607 (Amended)
9705

RAFFLE LICENSESLICENSEELICENSE NUMBER

Lafayette Home and School Association
Lafayette Home and School Association
Lafayette Home and School Association
Immaculate Conception Church Rosary Society
The Church of Illumination
St. Lucy's Roman Catholic Society
St. Patrick's Church
Ironbound Community Corporation
Rosary Altar Society St. John's Ukrainian Catholic Church
Rosary Altar Society St. John's Ukrainian Catholic Church
Rosary Altar Society St. John's Ukrainian Catholic Church

9702
9703
9704
9706
9707
9708
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9710
9711
9712
9713

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Harris.

ADJOURNMENT.

12-a.

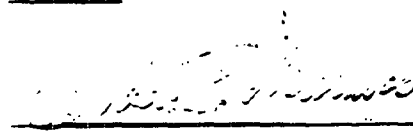
A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

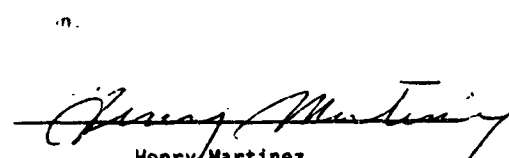
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Harris.

The meeting adjourned at 11:50 P. M.

APPROVED:


Robert P. Marasco
City Clerk


Henry Martinez
President

Newark, New Jersey, April 1, 1987

973

Minuted
A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:17 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Benjamin Piazza, St. Francis Xavier Church.

City Clerk Marasco announced due to the hospitalization of President Martinez, he would entertain a motion to elect a Temporary President.

A motion to elect Councilman Ralph T. Grant, Jr. Temporary President was made by Councilman Harris, seconded by Councilman Payne.

There were no further nominations.

The motion to elect Councilman Ralph T. Grant, Jr. Temporary President was adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker.

Absent: Councilmen Carrino, Villani, President Martinez.

Temporary President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Harris, Payne, Rice, Tucker, Temporary President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Tonya Smith and Detective James Reid, Sergeant-At-Arms.

Absent: Councilmen Carrino, Villani, President Martinez.

(Councilman Carrino arrived 1:21 P.M.)

(Councilwoman Villani arrived 1:30 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 26, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

(Councilman Carrino arrived 1:21 P.M.)

- 4-a. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held February 19, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

- 4-b. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority of City of Newark, held February 19, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

April 1, 1987

April 1, 1987

- 4-c. The City Clerk presented **Copy of Minutes of Meeting of Joint Meeting Maintenance, held February 19, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

- 4-d. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-North, held February 19, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

- 4-e. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-South, held February 19, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

- 4-f. The City Clerk presented **1986 Annual Report of Office of the City Clerk.** (Copy submitted to each Member of the Council)

A motion that the 1986 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

Temporary President Grant called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:15-1, Stop Intersections, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersections of Springdale Avenue and North 9th Street and Delavan Avenue and North 7th Street.**
 (Springdale Avenue and North 9th Street
 Stop Signs shall be installed on North 9th Street
 Delavan Avenue and North 7th Street
 Stop Signs shall be installed on North 7th Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)
 (Engineering Director Zach met with Council March 31, 1987)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

A motion to consider Resolutions 7-R-cc (A.S.) and 7-R-cf (A.S.) at this time was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Carrino, Branch, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-cc.
(A.S.)

Resolution recognizing and commending various citizens for their many positive contributions to the Senior Citizens of the Greater Newark Community.

A motion to adopt the resolution was made by Councilman Branch, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to the recipients of this commendation.

Mr. Felton, on behalf of Kitty Taylor, Vernell Williams, Arlene Presley, Mary Miller, Gwendolyn Nelson, William Blakely, LaVerne Clifton and Faith Wiley, thanked the Members of the Municipal Council for honoring them in this manner.

(Councilwoman Villani arrived 1:30 P.M.)

/ 7-R-cf.
(A.S.)

Resolution recognizing and commending Mr. Melvin Simon, Assistant Corporation Counsel for the City of Newark, for his outstanding service to the people of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

Temporary President Grant, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Assistant Corporation Counsel Simon and congratulated him on a job well done.

Assistant Corporation Counsel Simon thanked the Members of the Municipal Council for this award and expressed his deep appreciation for this honor.

6-F-b.

The City Clerk read An ordinance requiring mandatory separation, at the source, of recyclables for the purpose of collection and sale by the city.

(Curbside Program for separation of commercially generated used corrugated containers in the Central Business District and household generated recyclables, specifically, used newspapers, glass bottles, food and beverage cans from the residences of the City of Newark for the purpose of recycling.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Director of Engineering Zach met with the Council February 17, 1987)

A motion to defer action on the ordinance was made by Councilman Harris, seconded by Councilman Tucker declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

April 1, 1987

6-F-c.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control and establishing salaries therefor," (6-S & F-ba) adopted July 16, 1986 and amendments thereto to create the title of Manager, Office of Boards and delete the title of Manager, Division of Boards in the Department of Land Use Control).

(Manager, Office of Boards

(35 Hours)

\$34,278.57 - \$41,665.84)

(Change in title name only. Not represented by any bargaining unit. No fiscal impact since no change in salary.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

Temporary President Grant: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 15, 1987.

6-F-d.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Program Coordinator, Childhood Lead Poisoning in the Department of Health and Human Services).

(Program Coordinator,

Childhood Lead Poisoning

(35 Hours)

\$29,611.44 - \$35,992.43)

(Creating title inadvertently omitted from master ordinance on August 11, 1986. Not represented by any bargaining unit. Funded from State grant therefore no fiscal impact on City budget.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

Temporary President Grant: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 15, 1987.

6-F-e.

The City Clerk read An ordinance authorizing the City of Newark through the Newark Watershed Corporation to lease City-owned property known as Block 589, Lot 36 and Block 588, Lot 15, in the Township of West Milford, leasing to West Milford in exchange for a 10 acre portion of property owned by West Milford Township known as Block 579, Lots 4 and 5; pursuant to N.J.S.A. 40A:12-14(b) and 40A:12-16.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

Temporary President Grant: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 15, 1987.

6-F-f.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended (To adjust the salary for Judge in the Municipal Courts.)

(Judge \$53,620.25 - \$53,620.93)
(Raise due to additional court days. Not represented by any union. 10.2% increase-Fiscal impact approximately \$34,000.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Presiding Judge Minor met with the Council March 18, 1987)

A motion to adopt the ordinance on first reading was made by Temporary President Grant, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani,
Temporary President Grant.

Absent: President Martinez.

Temporary President Grant: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 15, 1987.

At a later time in the meeting after Item 8-g, a motion to consider Item 8-h on Ordinances on First Reading was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani,
Temporary President Grant.

Absent: President Martinez.

6-F-g.

The City Clerk read An ordinance to amend Title 1, General Provisions, Chapter 1, Section 9, Penalty, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To increase the penalties for violation of these revised ordinances).

(Increasing maximum penalties that can be fixed by the City for violations of any of its ordinances and imposing a minimum fine of \$100. This amendment arose as result of State Legislature's authorization to increase the fines from \$500. to \$1,000.; pursuant to N.J.S.A. 40:69A-29(b))
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani,
Temporary President Grant.

Absent: President Martinez.

Temporary President Grant: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 15, 1987.

April 1, 1987

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

Temporary President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Meeker Avenue as a Through Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Meeker Avenue
Between Elizabeth Avenue and Frelinghuysen Avenue

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for her approval.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani,
Temporary President Grant.

Absent: President Martinez.

Temporary President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 24, Transportation, Chapter 1, Section 24:1-6(b) and (c), Taxicab License Fees; Expiration Date of License, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 24, Transportation, Chapter 1, Section 24:1-6(b) and (c) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended to read as follows:

24:1-6 Taxicab license fees: Expiration of licenses.

(b) No license shall be issued or renewed unless the applicant therefor has paid an annual license fee of \$250.00 for the right to engage in the taxicab business; provided, however, that the fee for any license issued after the 1st day of June and expiring the 30th day of November of the same year shall be \$125.00. Such license fee shall be in addition to any other fee or charges established by proper authorities and applicable to said holder of the vehicle or vehicles under his operation and control.

Section 2. Any prior ordinance or part thereof inconsistent herewith is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Villani,
Temporary President Grant.

Absent During Roll Call: Councilman Payne.

Absent: President Martinez.

Temporary President Grant: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To adjust salaries per agreement with Essex Council #1, Civil Service Association.) (Employees in Municipal Courts) (Increase in accordance with Labor Agreement. Represented by Essex Council #1 Civil Service Association. Fiscal Impact-\$164,000.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

April 1, 1987

980

SECTION 1. That Section 1 of an ordinance entitled "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6S&FC) adopted May 4, 1977 as amended and supplemented, be amended to adjust salaries per agreement with Essex Council #1, Civil Service Association, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
<u>(c) Municipal Courts</u>			
Account Clerk	1/1/87	\$ 11,909.58	\$ 14,176.66
0001 (35 Hrs.)	1/1/88	\$ 12,505.06	\$ 14,885.49
Accountant	1/1/87	\$ 16,931.30	\$ 19,579.22
0004 (35 Hrs.)	1/1/88	\$ 17,777.87	\$ 20,558.18
Accounting Assistant	1/1/87	\$ 14,816.90	\$ 17,402.45
0005 (35 Hrs.)	1/1/88	\$ 15,557.75	\$ 18,272.57
Administrative Secretary	1/1/87	\$ 18,203.55	\$ 21,442.48
A191 (35 Hrs.)	1/1/88	\$ 19,113.73	\$ 22,514.60
Assignment Clerk	1/1/87	\$ 23,496.13	\$ 28,271.60
0301 (35 Hrs.)	1/1/88	\$ 24,670.94	\$ 29,685.18
Assistant Assignment Clerk	1/1/87	\$ 19,438.23	\$ 23,325.41
0319 (35 Hrs.)	1/1/88	\$ 20,410.14	\$ 24,491.68
Assistant Chief Municipal Court Clerk	1/1/87	\$ 21,442.48	\$ 25,761.57
0400 (35 Hrs.)	1/1/88	\$ 22,514.60	\$ 27,049.65
Assistant Chief of Violations	1/1/87	\$ 22,443.85	\$ 26,979.63
A036 (35 Hrs.)	1/1/88	\$ 23,566.04	\$ 28,328.61
Assistant Court Administrator	1/1/87	\$ 30,782.11	\$ 37,118.93
0448 (35 Hrs.)	1/1/88	\$ 32,321.22	\$ 38,974.88
Assistant Violations Clerk	1/1/87	\$ 15,486.68	\$ 18,203.55
4462 (35 Hrs.)	1/1/88	\$ 16,261.01	\$ 19,113.73
Case Coordinator	1/1/87	\$ 23,496.13	\$ 28,211.60
A219 (35 Hrs.)	1/1/88	\$ 24,670.94	\$ 29,685.18
Cashier	1/1/87	\$ 13,567.63	\$ 16,190.93
0976 (35 Hrs.)	1/1/88	\$ 14,246.01	\$ 17,000.48
Chief Accountant, Municipal Courts	1/1/87	\$ 26,781.17	\$ 32,250.71
1005 (37½ Hrs.)	1/1/88	\$ 28,120.23	\$ 33,863.25
Chief Auditor	1/1/87	\$ 26,781.17	\$ 32,250.71
1017 (35 Hrs.)	1/1/88	\$ 28,120.23	\$ 33,863.25
Chief Counselor(FNS)	1/1/87	\$ 28,050.31	\$ 33,793.17
A221 (35 Hrs.)	1/1/88	\$ 29,452.83	\$ 35,482.83
Chief Municipal Court Clerk	1/1/87	\$ 24,596.02	\$ 29,601.29
A040 (35 Hrs.)	1/1/88	\$ 25,825.82	\$ 31,081.35
Chief of Violations Bureau	1/1/87	\$ 30,782.11	\$ 37,118.93
A255 (37½ Hrs.)	1/1/88	\$ 32,321.22	\$ 38,974.88

April 1, 1987

981

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
<u>(c) Municipal Courts</u>			
Clerk	1/1/87	\$ 10,932.82	\$ 12,989.77
1245 (35 Hrs.)	1/1/88	\$ 11,479.46	\$ 13,639.26
Clerk Stenographer	1/1/87	\$ 12,436.56	\$ 14,816.90
1260 (35 Hrs.)	1/1/88	\$ 13,058.39	\$ 15,557.75
Clerk Typist	1/1/87	\$ 11,410.54	\$ 13,567.63
1268 (35 Hrs.)	1/1/88	\$ 11,981.07	\$ 14,246.01
Court Attendant	1/1/87	\$ 15,486.68	\$ 18,203.55
1430 (35 Hrs.)	1/1/88	\$ 16,261.01	\$ 19,113.73
Assistant Supervisor, Tabulating Machine Operations	1/1/87	\$ 15,486.68	\$ 18,203.55
0780 (35 Hrs.)	1/1/88	\$ 16,261.01	\$ 19,113.73
Court Liaison	1/1/87	\$ 15,802.19	\$ 18,579.82
A020 (35 Hrs.)	1/1/88	\$ 16,592.30	\$ 19,508.81
Counselor, Bi-Lingual in Spanish & English	1/1/87	\$ 16,982.68	\$ 20,339.45
A126 (35 Hrs.)	1/1/88	\$ 17,831.81	\$ 21,356.42
Data Control Clerk	1/1/87	\$ 14,176.66	\$ 16,931.30
1468 (35 Hrs.)	1/1/88	\$ 14,885.49	\$ 17,777.87
Data Entry Machine Operator	1/1/87	\$ 14,176.66	\$ 16,931.30
4649 (35 Hrs.)	1/1/88	\$ 14,885.49	\$ 17,777.87
Deputy Municipal Court Administrator	1/1/87	\$ 30,782.11	\$ 37,118.93
A000 (35 Hrs.)	1/1/88	\$ 32,321.22	\$ 38,974.88
Deputy Municipal Court Clerk	1/1/87	\$ 18,203.55	\$ 21,442.48
1510 (35 Hrs.)	1/1/88	\$ 19,113.73	\$ 22,514.60
Docket Clerk	1/1/87	\$ 14,176.66	\$ 16,931.30
1673 (35 Hrs.)	1/1/88	\$ 14,885.49	\$ 17,777.87
Family & Neighborhood Counselor	1/1/87	\$ 16,982.68	\$ 20,339.45
1802 (35 Hrs.)	1/1/88	\$ 17,831.81	\$ 21,356.42
Interviewer, Courts	1/1/87	\$ 15,802.19	\$ 18,579.82
A108 (35 Hrs.)	1/1/88	\$ 16,592.30	\$ 19,508.81
Interpreter, Bilingual in Spanish & English	1/1/87	\$ 13,567.63	\$ 16,190.93
2165 (35 Hrs.)	1/1/88	\$ 14,246.01	\$ 17,000.48
Keypunch Machine Operator	1/1/87	\$ 12,989.11	\$ 15,486.68
2233 (35 Hrs.)	1/1/88	\$ 13,639.26	\$ 16,261.01
Keypunch Machine Supervisor	1/1/87	\$ 17,402.45	\$ 20,488.69
2234 (35 Hrs.)	1/1/88	\$ 18,272.57	\$ 21,513.12
Legal Stenographer	1/1/87	\$ 14,176.66	\$ 16,931.30
2279 (35 Hrs.)	1/1/88	\$ 14,885.49	\$ 17,777.87
Municipal Court Clerk	1/1/87	\$ 18,714.08	\$ 22,443.85
2525 (35 Hrs.)	1/1/88	\$ 19,649.78	\$ 23,566.04

April 1, 1987

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
<u>(c) Municipal Courts</u>			
Principal Account Clerk 2755 (35 Hrs.)	1/1/87 1/1/88	\$ 14,176.66 \$ 14,885.49	\$ 16,931.30 \$ 17,777.87
Principal Account Clerk, Typing 2757 (35 Hrs.)	1/1/87 1/1/88	\$ 14,176.66 \$ 14,885.49	\$ 16,931.30 \$ 17,777.87
Principal Clerk 2773 (35 Hrs.)	1/1/87 1/1/88	\$ 13,567.63 \$ 14,246.01	\$ 16,190.93 \$ 17,000.48
Principal Clerk-Stenographer 2777 (35 Hrs.)	1/1/87 1/1/88	\$ 14,176.66 \$ 14,885.49	\$ 16,931.30 \$ 17,777.87
Purchasing Control Clerk 2954 (35 Hrs.)	1/1/87 1/1/88	\$ 17,402.45 \$ 18,272.57	\$ 20,488.69 \$ 21,513.12
Recorder Operator, Courts A019 (35 Hrs.)	1/1/87 1/1/88	\$ 13,567.63 \$ 14,246.01	\$ 16,190.93 \$ 17,000.48
Secretarial Assistant 3127 (35 Hrs.)	1/1/87 1/1/88	\$ 16,931.30 \$ 17,777.87	\$ 19,579.22 \$ 20,558.18
Secretarial Assistant, Stenography 3128 (35 Hrs.)	1/1/87 1/1/88	\$ 16,931.30 \$ 17,777.87	\$ 19,579.22 \$ 20,558.18
Secretarial Assistant, Typing 4364 (35 Hrs.)	1/1/87 1/1/88	\$ 16,931.30 \$ 17,777.87	\$ 19,579.22 \$ 20,558.18
Senior Account Clerk 3165 (35 Hrs.)	1/1/87 1/1/88	\$ 13,567.63 \$ 14,246.01	\$ 16,190.93 \$ 17,000.48
Senior Account Clerk, Typing 3168 (35 Hrs.)	1/1/87 1/1/88	\$ 13,567.63 \$ 14,246.01	\$ 16,190.93 \$ 17,000.48
Senior Accountant 3169 (37½ Hrs.)	1/1/87 1/1/88	\$ 22,276.41 \$ 23,390.23	\$ 26,781.11 \$ 28,120.23
Senior Auditor 3196 (37½ Hrs.)	1/1/87 1/1/88	\$ 22,276.41 \$ 23,390.23	\$ 26,781.11 \$ 28,120.23
Senior Cashier 3236 (35 Hrs.)	1/1/87 1/1/88	\$ 14,176.66 \$ 14,885.49	\$ 16,931.30 \$ 17,777.87
Senior Clerk 3247 (35 Hrs.)	1/1/87 1/1/88	\$ 11,909.58 \$ 12,505.06	\$ 14,176.66 \$ 14,885.49
Senior Clerk, Part Time 3247 (20 Hrs.)	1/1/87 1/1/88	\$ 6,803.00 \$ 7,143.15	\$ 8,097.56 \$ 8,502.44
Senior Clerk-Stenographer 3253 (35 Hrs.)	1/1/87 1/1/88	\$ 13,567.63 \$ 14,246.01	\$ 16,190.93 \$ 17,000.48
Senior Clerk-Typist 3256 (35 Hrs.)	1/1/87 1/1/88	\$ 12,436.56 \$ 13,058.39	\$ 14,816.90 \$ 15,557.75
Senior Data Control Clerk 3294 (35 Hrs.)	1/1/87 1/1/88	\$ 14,816.90 \$ 15,557.75	\$ 17,402.45 \$ 18,272.57

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
<u>(c) Municipal Courts</u>			
Senior Family & Neighborhood Counselor 3327 (35 Hrs.)	1/1/87. 1/1/88	\$ 18,579.82 \$ 19,508.81	\$ 22,276.41 \$ 23,390.23
Senior Key punch Machine Operator 3396 (35 Hrs.)	1/1/87 1/1/88	\$ 14,176.66 \$ 14,885.49	\$ 16,931.30 \$ 17,777.87
Senior Legal Steno- grapher 3405 (35 Hrs.)	1/1/87 1/1/88	\$ 15,486.68 \$ 16,261.01	\$ 18,203.55 \$ 19,113.73
Secretary to Judge 3153 (35 Hrs.)	1/1/87 1/1/88	\$ 20,488.69 \$ 21,513.12	\$ 24,596.02 \$ 25,825.82
Supervising Cashier 3857 (35 Hrs.)	1/1/87 1/1/88	\$ 17,402.45 \$ 18,272.57	\$ 20,488.69 \$ 21,513.12
Supervising Clerk- Typist 3864 (35 Hrs.)	1/1/87 1/1/88	\$ 14,816.90 \$ 15,557.75	\$ 17,402.45 \$ 18,272.57
Supervising Court Attendant 3871 (35 Hrs.)	1/1/87 1/1/88	\$ 18,714.08 \$ 19,649.78	\$ 22,443.85 \$ 23,556.04
Supervising Data Control Clerk 3872 (35 Hrs.)	1/1/87 1/1/88	\$ 17,402.45 \$ 18,272.57	\$ 20,488.69 \$ 21,513.12
Supervising Docket Clerk 3874 (35 Hrs.)	1/1/87 1/1/88	\$ 15,802.19 \$ 16,592.30	\$ 18,579.82 \$ 19,508.81
Supervisor of Tabu- lating Machine Ope- rations A024 (35 Hrs.)	1/1/87 1/1/88	\$ 17,402.45 \$ 18,272.45	\$ 20,488.69 \$ 21,513.12
Supervising Principal Account Clerk A016 (35 Hrs.)	1/1/87 1/1/88	\$ 14,816.90 \$ 15,557.75	\$ 17,402.45 \$ 18,272.57
Supervisor, Intake Unit A182 (35 Hrs.)	1/1/87 1/1/88	\$ 17,761.29 \$ 18,649.35	\$ 21,286.52 \$ 22,350.85
Violations Clerk 4244 (35 Hrs.)	1/1/87 1/1/88	\$ 22,443.85 \$ 23,556.04	\$ 26,979.63 \$ 28,328.61
Violations Clerk (Typing) 4245 (35 Hrs.)	1/1/87 1/1/88	\$ 22,443.85 \$ 23,556.04	\$ 26,979.63 \$ 28,328.61

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

984

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani,
Temporary President Grant.

Absent During Roll Call: Councilman Payne.

Absent: President Martinez.

Temporary President Grant: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving an amendment to the Urban Renewal Plan and the Relocation for St. Benedict's Urban Renewal Project N.J.R-123 (Seventh Amendment).

WHEREAS, the Municipal Council of the City of Newark has heretofore, by Resolution 7RBr adopted December 21, 1966; and 7Ra adopted March 21, 1983; 7Rch adopted September 4, 1974; 7Rt adopted April 7, 1976; Ordinance 6S & F-1 adopted April 6, 1977; and 6S & Fe adopted March 7, 1979; 6PH & FB adopted June 7, 1982; approved Urban Renewal Plans and amendments thereto for the St. Benedict's urban Renewal Project (N.J.R.-123); and

WHEREAS, the Housing Authority of the City of Newark and the Central Planning Board of the City of Newark have considered and approved an additional amendment to said Urban Renewal Plan, said amendment consisting of: (1) A parcel of land located between Arlington and Shipman Streets, along the northerly side of Court Street, is being changed from Residential Medium Density to General Commercial. At the same time the definition of General Commercial has been redefined to include a variety of other uses including Residential and Semi-Public, commensurate with established general laws. This change will allow multi-use development such as the one contemplated by the St. James AME Church; (2) A parcel of land in the adjoining City Block, between Arlington Street and University Avenue, along the northerly line of Court Street and the easterly line of Arlington Street is also being changed from Residential Medium Density to General Commercial to allow for multi-use development; (3) The alley located in the rear of the United Way structure at 303-309 Washington Street will not be vacated as was previously planned. This alley which is between 376-382 University Avenue will continue to provide access to the rear of the United Way for deliveries; (4) The land to the north and south of said alley will be changed from General Commercial to Public. This is being done to accommodate a request by the City of Newark for additional land; (5) Specific rehabilitation standards for Residential and Non-Residential structures and Section G, other controls and environmental objectives have been removed in favor of following local codes and ordinances. This is to ensure a better method of enforcement of all such regulations; (6) Specific references to setbacks, off-street parking and off-street loading requirements are being withdrawn in deference to local codes and ordinances.

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its report and recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the report and recommendations of the Planning Board; and

WHEREAS, it has heretofore been found and determined by Resolution 7Rg adopted September 1, 1965, that the project area is a blighted area as defined under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Renewal; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including the prohibiting of discrimination because of race, color, creed or national origin;

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the findings and recommendations of the Central Planning Board to amend the St. Benedict's Urban Renewal Project (N.J.R-123) are adopted.

2. That it is hereby found and determined that the Urban Renewal Plan for the Area conforms to the general plan of the City of Newark.

3. That it is hereby found and determined that the amendment to the Urban Renewal Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for the neighborhood improvement with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the plan.

4. That it is hereby found and determined that the amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the urban renewal of the area by private enterprise.

5. That it is hereby found and determined that the objectives of the amended Urban Renewal Plan cannot be achieved through rehabilitation of the Project Area.

6. That in order to facilitate the implementation of the Urban Renewal Plan for the Area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner, consistent with said Plan and take appropriate action upon proposals and measures designed to effectuate said Plan.

7. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the amendment to the Urban Renewal Plan with the minutes of this meeting.

8. That this Ordinance shall take effect upon final passage and publication in accordance with law.

April 1, 1987

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Villani,
Temporary President Grant.

Absent During Roll Call: Councilman Payne.

Absent: President Martinez.

Temporary President Grant: The yeases are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require certain notice requirements on blight determinations coming before the Central Planning Board.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Blight determinations to be heard by the Central Planning Board shall be required to be given a public hearing by the Board. Notice of this hearing shall be given by the Board to the owners of all real property as shown on the current tax duplicate located within 200 feet in all directions of the property which is the subject of such hearing and whether located within or without the municipality in which the applicant's property is located. Such notice shall be given in accordance with Title 16A:3-6(b) and Title 16:9-9(c)(2). These procedures notwithstanding, the owner of any real property within the notice boundary area of 200 feet shall be considered to be the occupant(s) of the real property as well as the holder of any mortgage on such property.

SECTION 2. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker.

There was no second to the motion.

A motion to close the hearing and table the ordinance was made by Councilman Carrino, seconded by Councilman Harris and failed of adoption by the following votes:

Yes: Councilmen Branch, Carrino, Harris.

No: Councilmen Rice, Tucker.

Not Voting: Councilmen Payne, Villani, Temporary President Grant.

Absent: President Martinez.

A motion to close the hearing and defer action on the ordinance was made by Councilman Rice, seconded by Councilman Payne.

A lengthy discussion was held.

The motion was declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani,
Temporary President Grant.
Absent: President Martinez.

At a later time in the meeting, after Motion 7-M-1, a motion to reconsider Ordinance 6-Ph, S & F-e was made by Councilwoman Villani, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani,
Temporary President Grant.
Absent: President Martinez.

A motion to close the hearing and table the ordinance was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Villani, Temporary President Grant.
No: Councilman Tucker.
Not Voting: Councilmen Payne, Rice.
Absent: President Martinez.

✓6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by amending the Affirmative Action Plan (by adding thereto the definitions as established by the U. S. Federal Register).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The Affirmative Action Plan is hereby amended to include the following definition of "Minority":

The category of "Hispanic" shall mean a person of Mexican, Puerto Rican, Cuban, Central or South American, or other Spanish culture or origin regardless of race.

Section 2. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Temporary President Grant, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani,
Temporary President Grant.
Absent: President Martinez.

Temporary President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

April 1, 1987

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of Block 2544, Lot 33, commonly known as 93-95 Seventeenth Avenue, to the Housing Authority of the City of Newark; pursuant to the provisions of N.J.S.A. 40A:11-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises known as Block 2544, Lot 33, commonly known as 93-95 Seventeenth Avenue, on the Official Tax Maps and Tax Duplicate (year 1984), are not needed for public purposes by the City of Newark.

Section 2. That the above mentioned premises be sold to the Housing Authority of the City of Newark, a public body corporate and politic, for construction of twenty-five (25) public housing town house units, for the nominal amount of one dollar (\$1.00) and no cents pursuant to the provisions of N.J.S.A. 40A:12-13 (b) (1).

Section 3. That the Director of Development be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 4. The copies of the executed deed shall be placed on file in the Office of the City Clerk and the Law Department.

Section 5. This Ordinance shall take effect upon publication⁶² and passage according to law.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani,
Temporary President Grant.

Absent: President Martinez.

Temporary President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Temporary President Grant acknowledged the presence of Mr. Kenneth Louis, Vice President of Governmental Affairs, Newark Chamber of Commerce, who recently was involved in a serious accident.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

Temporary President Grant called for ordinances on second reading and final passage.

6-S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended. (To create the title of Principal Clerk Typist, Bilingual in Spanish and English in the Department of Land Use Control,")

(Principal Clerk Typist,
Bilingual in Spanish and
English (35 Hours)

\$12,167.63 - \$14,790.93)

(Creating title in Department of Land Use Control, Division of Permits and Licenses. Represented by Essex Council #1, Civil Service Association. No fiscal impact since this will replace a title at same salary range)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani,

Temporary President Grant.

Absent: President Martinez.

Temporary President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor," (6-S & F-x) adopted July 16, 1986 as amended and supplemented. (To create the title of Senior Accountant, thirty-five hours and to delete the title of Senior Accountant, Health and Human Services and Senior Accountant, thirty-seven and one-half hours).

(Senior Accountant,
(35 Hours)

\$18,179.22 - \$22,096.13)

(Change in hours from 37½ to 35 hours per week; like decrease in salary. Fiscal impact will result in a cost savings to City.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani,

Temporary President Grant.

Absent: President Martinez.

Temporary President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

April 1, 1987

6-S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond Ordinance supplementing Ordinance Number 6-S & F-b (S-3) adopted July 16, 1986 entitled, "Bond Ordinance for the design and construction of a water filtration treatment facility and appurtenances and improvements related thereto designated as capital project number 2084; appropriating \$28,000,000 and authorizing the issuance of \$20,000,000 bonds or notes of the City of Newark, County of Essex, New Jersey for said purpose and amending and supplementing a capital ordinance authorizing a \$4,000,000 appropriation from the City of Newark Municipal Water Utility and Water Supply System Capital Improvement Fund for said project and rescinding a previous Ordinance Number 6-S & F-bb finally adopted June 25, 1985." To provide for an increase in the appropriation and the debt authorization for a total appropriation of \$41,845,530 and a total debt authorization of \$31,845,530; said general improvement authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement filed. Awaiting approval of Division of Local Government Services)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Debt Statement from the Division of Local Government Services was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

A motion to consider Motion 7-M-a at this time was made by Councilwoman Villani, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

✓ 7-M-a.

A MOTION RESPECTFULLY REQUESTING THE CITY ADMINISTRATION TO GRANT A 6 MONTH STAY OF EXECUTION ON THE DEMOLITION OF THE ARK IN ORDER TO AFFORD THE OWNER SUFFICIENT TIME FOR THE TRANSFER OF SAID STRUCTURE TO ANOTHER LOCATION, WHICH IS PRESENTLY LOCATED AT 242 CAMDEN STREET was made by Councilwoman Villani, seconded by Councilman Branch.

Councilman Tucker requested Councilwoman Villani to amend her motion to say that any sanitary code violations connected with the ark would be immediately abated.

A lengthy discussion followed.

A MOTION RESPECTFULLY REQUESTING THE CITY ADMINISTRATION TO GRANT A 6 MONTH STAY OF EXECUTION ON THE DEMOLITION OF THE ARK IN ORDER TO AFFORD THE OWNER SUFFICIENT TIME FOR THE TRANSFER OF SAID STRUCTURE TO ANOTHER LOCATION, WHICH IS PRESENTLY LOCATED AT 242 CAMDEN STREET AND THAT ANY SANITARY CODE VIOLATIONS CONNECTED WITH THE ARK WOULD BE IMMEDIATELY ABATED was made by Councilwoman Villani, seconded by Councilman Branch and failed of adoption by the following votes:

Yes: Councilmen Branch, Tucker, Villani.

No: Councilmen Carrino, Harris, Payne, Rice, Temporary President Grant.

Absent: President Martinez.

HEARINGS OF CITIZENS.

✓ 6-HC-a.

MR. LINCOLN WILSON, 758 BERGEN STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to a petition submitted to the Members of the Municipal Council by residents and owners of buildings situated on Bergen Street between West Bigelow Street and Hawthorne Avenue requesting that the buildings be included in the Industrial Park Site.

April 1, 1987

/ 6-HC-b.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to housing for the homeless.

A motion to consider Resolution 7-R-cm (A.S.) at this time was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

/ 7-R-cm.
(A.S.)

Resolution recognizing and commending Kenneth R. Hamilton, Teacher at Marcus Garvey School, for his prompt and effective action in helping to avert a suicide by a student at West Kinney Alternative School.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

Councilwoman Villani, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Hamilton.

Mr. Hamilton thanked the Members of the Municipal Council for this commendation.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

/ 7-R-a.

Resolution establishing Petty Cash Fund for Office of the Mayor for 1987.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

/ 7-R-b.

Resolution reappointing James Spellman, Alternate Number 2 Member of the Board of Adjustment for term commencing April 1, 1987 and terminating March 31, 1989.
(Mr. Spellman met with Council March 18, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

/ 7-R-c.

Resolution ratifying contract for period January 1, 1987 to April 1, 1987; further authorizing Business Administrator to enter into contract with Pentamation Enterprises, Inc., One Bethlehem Plaza, Bethlehem, Pa., 18018, only responsible bid received, To Provide Maintenance on IBM 4341/2 Central Processing Unit, for period April 2, 1987 to December 31, 1987; contract shall not exceed \$15,648.; \$3,030. encumbered from 1987 temporary budget of Data Processing Division; any additional funds will be encumbered during year as needed.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

April 1, 1987

7-R-d.

Resolution ratifying contract for period January 1, 1987 to April 1, 1987; further authorizing Business Administrator to enter into contract with Radio Shack Contract Services, 1900 Two Tandy Center, Forth Worth, Texas 76102, only responsible bidder, To Provide Maintenance Service for TRS-80 Computer Hardware, for period April 2, 1987 to December 31, 1987; contract shall not exceed \$10,425.24; funds encumbered in 1986 Reserves of Department of Engineering.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,

Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-e.

Resolution authorizing Corporation Counsel to execute Stipulation of Dismissal and Release with Zandell Corporation; further authorizing Corporation Counsel to accept draft in amount of \$17,000., payable to City of Newark, from Zandell Corporation, in full satisfaction of plaintiff's portion of outstanding Water/Sewer charges for property 323-327 Park Avenue, Newark; Zandell Corporation instituted suit including City of Newark as defendant in Superior Court of New Jersey, Essex County, Law Division, for a declaratory judgment that City may not seek to recover outstanding water/sewer charges and liens from plaintiff for property 323-327 Park Avenue, Newark, formerly owned by said plaintiff; City of Newark filed counterclaim against plaintiff, seeking to recover approximately \$21,000.; plaintiff amicably resolved and settled matter by dismissing complaint against City of Newark, and paying \$17,000. in one lump sum for approximately 80% of charges due, provided City dismiss its counterclaim against plaintiff.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,

Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-f.

Resolution authorizing Corporation Counsel to accept draft from Professional Security Bureau Ltd, in sum of \$1,144.59, payable to City of Newark; further authorizing Corporation Counsel to execute Stipulation of Dismissal with Professional Security Bureau Ltd.; City of Newark instituted suit against Professional Security Bureau Ltd, and William Tielson, its employee, in Superior Court of New Jersey, Essex County, Law Division, to recover \$2,289.18, for property damages to traffic and signals equipment owned by City of Newark, located at intersection of Sussex Avenue and Nesbitt Street; after default, a final judgement was entered against William Tielson; both judgements remain unsatisfied and Professional Security Bureau Ltd, has agreed to pay City sum of \$1,144.59 in consideration of dismissing said action and releasing company in this action.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,

Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-g.

Resolution authorizing Corporation Counsel to file Release and Stipulation of Dismissal with Katherine Riccardi, upon receipt of draft in amount of \$1,000., payable to City of Newark; further authorizing Director of Engineering to execute discharge of demolition lien against property at 250 Camden Street, Block 275, Lot 43; City of Newark instituted suit against Margaret Riccardi (deceased) and Katherine Riccardi, in Superior Court of New Jersey, Law Division, Essex County, to recover \$3,821.14, for cost of demolition of building 250 Camden Street; City now owns property pursuant to in rem tax foreclosure and surviving defendant is prepared to satisfy portion of outstanding debt due in amount of \$1,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-h.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with Rose Prunty, for demolition of structure at 47 Littleton Avenue, Newark, Block 1809, Lot 1; City of Newark instituted suit in Superior Court of New Jersey, Law Division, seeking to recover \$7,860.12; Ms. Prunty prepared to enter into Stipulation of Settlement, whereby City would recover \$6,288.09 (80%) of outstanding amount due.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-i.

Resolution authorizing Director of Finance to issue and deliver check in amount of \$1,903.44 payable to Reitman, Parsonnet, Maisel and Duggan, Esqs., 744 Broad Street, Suite 1807, Newark, New Jersey 07102; Order entered by Judge Ackerman, United States District Court, appointing Sidney Reitman Special Master in the matter of U.S.A. v. City of Newark v. County of Essex.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-j.

Resolution authorizing Director of Finance to issue and deliver check in amount of \$4,900., payable to Jack Oliveira and his attorney Frank D. Angelastro, 56-58 Ferry Street, Newark, New Jersey upon receipt of General Release executed in favor of City of Newark and any other documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking damages for personal injuries allegedly sustained as result of fall allegedly caused by dangerous condition created by City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-k.

Resolution authorizing Director of Finance to issue check in amount of \$3,500., payable to Kevin Moore and his attorneys Zazzali, Zazzali & Kroll, One Gateway Center, Newark, New Jersey; further authorizing Director of Police and Director of Personnel to take all steps necessary to facilitate provisions of Settlement Agreement; appeal filed with Appellate Division in Superior Court of New Jersey Law Division by Kevin Moore seeking employment with City of Newark; plaintiff has agreed to withdraw appeal and settle matter.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

April 1, 1987

- 7-R-l. Resolution authorizing Director of Finance to issue and deliver check in amount of \$3,000. payable to Carol Wallace and her attorney George D. Lordi, 769 Northfield Avenue, Suite LL2, West Orange, New Jersey, upon receipt of General Release executed in favor of City of Newark and any other documents deemed necessary by Corporation Counsel; Carol Wallace allegedly sustained personal injuries as result of defective door at 31 Green Street, Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,
Temporary President Grant.
Absent During Roll Call: Councilwoman Villani.
Absent: President Martinez.

- 7-R-m. Resolution authorizing Director of Finance to issue and deliver check in amount of \$33,500., payable to Rutgers Urban Legal Clinic, 15 Washington Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Rutgers Urban Legal Clinic on behalf of the plaintiff in the matter of Brown et al. v. City of Newark, instituted suit challenging constitutionality of Newark Peddlers Ordinance; Rutgers Urban Legal Clinic as agreed to amicably resolve and settle issue of outstanding legal fees by payment of City of Newark in amount of \$33,500. on or before June 1, 1987, this amount to be placed in escrow in interest bearing account pending final determination by State Supreme Court.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council March 31, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,
Temporary President Grant.
Absent During Roll Call: Councilwoman Villani.
Absent: President Martinez.

- 7-R-n. Resolution authorizing Director of Finance to issue check in amount of \$3,750. payable to Mittie L. Bason and her attorneys Lofton & Wolfe, 18 Beaver Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County seeking recovery for personal injuries arising from alleged negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,
Temporary President Grant.
Absent During Roll Call: Councilwoman Villani.
Absent: President Martinez.

- 7-R-o. Resolution authorizing Director of Finance to issue check in amount of \$30,000. payable to Joseph Russomanno and his attorney C. Robert Scarone, 39 Lackawanna Plaza, Bloomfield, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted lawsuit in Superior Court of New Jersey, Law Division, Essex County seeking recovery for personal injuries arising from alleged negligence of City of Newark; Plaintiff and his attorney have agreed to settle and resolve matter in controversy for \$50,000., City of Newark to contribute \$30,000., and third-party defendant Hutton Construction Company contributing \$20,000.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council March 31, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,
Temporary President Grant.
Absent During Roll Call: Councilwoman Villani.
Absent: President Martinez.

7-R-p.

Resolution authorizing Director of Finance to issue check in amount of \$1,677.92 payable to P.S.E. & G., Co. and their attorney Beck, Reichstein & Guibone, upon receipt of General Release executed by P.S.E. & G., Co. in favor of City of Newark and any other documents deemed necessary by Corporation Counsel; instituted suit seeking damages allegedly due as result of injury to its handhole #5414S located in vicinity of Orange and North 6th Streets caused when a backhoe owned by City of Newark and operated by its employee struck the handhold while digging.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,
Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-q.

Resolution authorizing Director of Finance to issue check in amount of \$3,500. payable to Eva Woodley and her attorneys Blume, Vasquez, Goldfaden, Berkowitz & Oliveras, 5 Commerce Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County for injuries alleged to have resulted when she fell in pothole in roadway near corner of South 15th Street and 19th Avenue.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,
Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-r.

Resolution authorizing Director of Finance to issue check in amount of \$7,500. payable to Michael Imperiale and his attorney Alvin R. Leonard, 155 Morris Avenue, Springfield, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Michael Imperiale through his attorney filed two separate claims in Workers' Compensation Court; Mr. Imperiale while employed by City of Newark as police officer, while in the performance of his duties sustained mental and physical disabilities which caused his termination from the Police Department on December 18, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,
Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-s.

Resolution authorizing Mayor to file application for receipt of funds through Job Training Plan under the Job Training Partnership Act (JTPA) for program year 1987, in amounts of Basic IIA-\$3,650,562., IIB SYEP-\$4,445,547., 8% Education Grant-\$304,049., for period July 1, 1987 through June 30, 1988; does not authorize expenditure of any funds prior to adoption of legislation to include these funds in City Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,
Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

April 1, 1987

/ 7-R-t.

Resolution amending Resolution 7-R-cw (A.S.), September 3, 1986, contract with Newark Economic Development Corporation, for period September 6, 1986 to June 30, 1987, for performing certain administrative services in conjunction with various commercial and economic development programs, by increasing amount of contract from \$950,500. to \$957,875, for purpose of providing funds to Samuel M. Ruth Associates, Consulting Engineers, for the detail cost analysis for the Community Parents for Area Development Project; this amendment requires additional funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,

Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

/ 7-R-u.

Resolution approving determination of Central Planning Board that City Tax Block 1997, Lots 41 and 16, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.) as amended.

(60-84 Polk Street and 62-84 Ferguson Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,

Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

/ 7-R-v.

Resolution approving determination of Central Planning Board that City Tax Block 848B and City Tax Block 852, Lots 9 and 11, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.) as amended.

(70-84 Tiffany Boulevard and 792 Highland Avenue)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,

Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

/ 7-R-w.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$36,000., Emergency Shelter for the Homeless.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,

Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

/ 7-R-x.

Temporary emergency resolution appropriating \$36,000., Emergency Shelter for the Homeless; said emergency funds are provided in 1987 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,

Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

April 1, 1987

- 7-R-y.** Resolution amending Resolution 7-R-bb, November 6, 1985, contract with Essex County Department of Citizen Services, Division on Aging, Nutrition Project for the Elderly, for period January 1, 1985 to December 31, 1985, to continue implementing Nutrition Project for the Elderly, by reflecting estimate budget for 1985 to be \$568,786., by increasing the 1984 carry-over by \$54,733.62. (Essex County Division on Aging-\$110,748., USDA Reimbursement (estimated)-\$227,907.; 1984 Carry-over (estimated) (\$54,733.62 Increase)-\$104,733.62; City of Newark In-Kind Contribution (estimated)-\$108,131.; Project Income (estimated)-\$75,000., totalling \$623,519.62; all other terms and conditions are hereby in full force and effect.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,
Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

- 7-R-z.** Resolution amending Resolution 7-R-bw (A.S.), September 17, 1986, contract with Essex County Department of Citizen Services, Division on Aging, January 1, 1986 to December 31, 1986, to continue implementing the Nutrition Project for the Elderly, to increase Project Income by \$10,133.96. (Essex County Division on Aging-\$142,947.; USDA Reimbursement (estimated)-\$196,950.; 195 Carry-over (estimated)-\$50,000. City of Newark In-Kind Contribution (estimated)-\$154,797.; Project Income-(\$10,133.96 increase)-\$94,143.96; totalling \$638,837.96; all other terms and conditions are hereby in full force and effect.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

- 7-R-ba.** Resolution authorizing Director of Engineering to complete and execute all necessary applications and other paperwork to facilitate the processing and issuance of said New Jersey Pollutant Discharge Elimination System permits.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,
Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

- 7-R-bb.** Resolution designating nine (9) banks as depositories for funds of City of Newark, New Jersey. (Broad National Bank-Newark, City National Bank of New Jersey-Newark Howard Savings Bank-Newark, First Fidelity Bank of New Jersey-Newark, First Jersey National Bank-Jersey City, Midlantic National Bank-Newark, New Jersey Cash Management Fund-Trenton, Hudson City Savings Bank-Paramus, and Carteret Savings Bank-Newark) and authorizing investment of idle monies effective through December 31, 1987.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by changing December 31, 1987 to June 29, 1987, was made by Councilman Harris, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

A motion to adopt the resolution, as amended, was made by Councilman Harris, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

998

April 1, 1987

- 7-R-bc. **Resolution authorizing Finance Director to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$104,381.24 for overpayments carried on books and records of Tax Collector by reason of County Board Judgements, Tax Court Judgements and Cash Overpayments for years 1980, 1981, 1984, 1985 and 1986.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

- 7-R-bd. **Resolution authorizing Finance Director to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$232,219.86 for overpayments carried on books and records of Tax Collector by reason of County Board Judgements, Tax Court Judgements Veteran's Allowances and Cash Overpayments for years 1983, 1984, 1985 and 1986.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

- 7-R-be. **Resolution accepting bid of Ramirez Enterprises, Inc., only bid received, for purchase of City-owned property known as 697-703 Broadway, Block 729, Lots 28 and 30, for \$32,400.; pursuant to Executive Order No. PM870017, February 6, 1987. (Minimum Offer Approved-\$32,400.; Capital Improvement-\$450,000.)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

- 7-R-bf. **Resolution accepting bid of Fausto Simoes, highest responsible bid submitted, for purchase of City-owned property known as 746-756 Broadway, Block 774, Lot 6, for \$160,000.; pursuant to Executive Order No. PM870016, February 6, 1987. (Minimum Offer Approved-\$101,000.; Capital Improvement-\$1,799,000.)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Councilman Carrino, seconded by Councilman Harris.

There was no roll call taken.

A motion to defer action on the resolution was made by Councilman Carrino, seconded by Councilman Harris.

Councilman Carrino stated there were other bids submitted that were higher and would pay higher taxes. He questioned the fact that these resolutions continued to come before the Council for its consideration at the second meeting after the auction.

There was no roll call taken.

A motion to table the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

City Clerk Marasco stated since this is the second meeting of the Municipal Council following the auction, this resolution is deemed rejected pursuant to N.J.S.A. 40A:12-13.

7-R-bg.

Resolution authorizing Business Administrator to enter into Installment Agreement with "Occupants of Record" indicated on annexed list for amount shown thereon; total arrearage sum due City of Newark on any property, shall be made in substantially equal monthly installments over period not to exceed three years; current monthly charges shall be paid concurrently with monthly installments. (In accordance with Ordinance.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-bh.

Resolution authorizing Director of Finance to issue check in amount of \$570.36 payable to Rafael Arias, 116 North 9th Street, Newark, New Jersey, on deposit with Office of Property Management, for property commonly known as 139-141 North 9th Street, Block 1927, Lot 58 (Year 1986), to be paid from Account No. 26-GLP-4621. (Purchaser has conformed with all conditions of sale.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-bi.

Resolution authorizing Director of Finance to issue check in amount of \$2,560. payable to Joseph Kennedy, Jr., paid as deposit for property located at 827 Clinton Avenue, Newark, New Jersey, Block 3017, Lot 23; to be paid from Account No. 011 BS 4980; property redeemed by previous owner pursuant to Court Order subsequent to auction.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-bj.

Resolution authorizing Director of Finance to issue check in amount of \$1,520. payable to Vernon Winchester, paid as deposit for property located at 569-571 13th Avenue, Block 1790A, Lots 1 and 2, to be paid from Account No. 011 BS 4980; property redeemed by previous owner.

(Copy of resolution and correspondence submitted to each Member of the Council)

April 1, 1987

1000

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Tucker, Villani,
Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-bk.

Resolution authorizing Director of Finance to issue check in amount of \$1,300. payable to Damien Melendez, paid as deposit for property at 553 18th Avenue, Block 360, Lot 1; to be paid from Account No 011 140 1403 5281; former owners filed bankruptcy; Federal Bankruptcy Code (Title 11, Section 362) enjoins City from moving against debtor or its property in any way.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker,
Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-bl.

Resolution authorizing Director of Finance to issue check in amount of \$238.62 payable to Minumah Bilal-Shakir, 170 Goldsmith Avenue, Newark, New Jersey, on deposit with Office of Property Management, for property commonly known as 156 Lehigh Avenue, Block 3661 Lot 31, (Year 1986). (Purchaser has conformed with all conditions of sale.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary
President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-bm.

Resolution authorizing Business Administrator to enter into contract with International Maintenance Service, Inc., P. O. Box 5234, 309 Adams Street, Newark, New Jersey, lowest responsible bid received, to Provide Janitorial Services for the City of Newark, for period April 1, 1987 to March 31, 1988; contract shall not exceed \$600,000.; \$29,424. encumbered in 1987 temporary budget of Department of General Services, Division of Public Buildings; any additional 1987-88 expenditures contingent upon and subject to appropriation and certification of funds in each year.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Tucker, seconded by Councilman Carrino.

Councilman Tucker questioned compliance of the ordinance with respect to the set-aside for minority vendors. He opined there was a need to meet with the Purchasing Agent on this matter.

Temporary President Grant appointed Councilman Tucker, Chairman, Councilmen Harris, Villani and himself to serve on an Ad Hoc Committee to investigate the Janitorial Service Contract.

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, General Services Director Lopez, Purchasing Agent Lucarelli and all bidders for the janitorial service contract to meet with the Ad Hoc Committee of the Council on Friday, April 3, 1987 was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary
President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

April 1, 1987

100i

✓ 7-R-bn.

Resolution ratifying renewal of membership for period January 1, 1987 to April 1, 1987; further authorizing Director of Health and Human Services to renew its membership to become a member of the Suburban Regional Health Commission and benefit from their environmental control services, for period April 2, 1987 to December 31, 1987, in amount of \$43,652.; \$10,393. encumbered for period January 1, 1987 to March 31, 1987; Director of Health and Human Services shall ascertain and secure certification of funds for balance of contract prior to committing the City for payments.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary

President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

✓ 7-R-bo.

Resolution ratifying contract for period January 1, 1987 to April 1, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with Essex County Department of Citizens Services, Division on Aging, to continue implementing the Nutrition Project for the Elderly, for period April 2, 1987 to June 30, 1987, total estimated budget for program-\$331,002.; (Older American Act Funds-\$71,474., U.S.D.A. Reimbursements (Estimated)-\$106,425.; 1986 Carry-over (Estimated)-\$26,500.; Project Income (Estimated)-\$47,857.; In-Kind Contributions (Estimated)-\$78,746.); does not require expenditure of municipal funds; provides only for in-kind services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary

President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

✓ 7-R-bp

Resolution ratifying contract for period November 1, 1986 to April 1, 1987; further authorizing Director of Health and Human Services to enter into and execute contracts with 12 Veterinarians, for the provision of veterinary services, for period April 2, 1987 through October 31, 1987; maximum to be paid by City of Newark is \$5. per three (3) year rabies vaccine; maximum not to exceed \$10,000.; (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary

President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

✓ 7-R-bq.

Resolution authorizing Director of Engineering to submit a Municipal Tonnage Grant Application to New Jersey Office of Recycling and to accept the subsequent award.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary

President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

April 1, 1987

✓ 7-R-br.

Resolution urging various State and County governmental agencies to take immediate action to avoid an impending calamity if the Hackensack Meadowland Development Commission Landfill closes on July 31, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

✓ 7-R-bs.

Resolution authorizing Tax Collector to revise and correct his records by deleting therefrom any outstanding taxes, penalties and interest on improvements for one month of 1979 and full year of 1980 for property known as 18 South 13th Street, Block 1897, Lot 30, owned by St. Peter's Baptist Church; further authorizing Tax Collector to credit taxes paid for one month of 1979 (\$37.24) against unpaid taxes, after deleting taxes on improvements for 1980 in amount of \$451.72 from the unpaid taxes.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

✓ 7-R-bt.

Resolution conditionally designating Hartz Mountain Industries, Inc., 433 Plaza Drive, Secaucus, New Jersey, as Redeveloper for the Waverly Yards Redevelopment Project subject to affectation of Blight Determination for Block 5088, Lots 138, 166 and 166A, said Lots are not included in Blight Resolution 7-R-bb, February 19, 1986; final passage and adoption of Ordinance approving Redevelopment Plan for Waverly Yards Redevelopment Project; negotiation of contract for redevelopment of the Waverly Yards Redevelopment Area by and between City of Newark acting by and through Department of Development and the Redeveloper; said agreement to be subject to approval of Municipal Council; said resolution authorizing contract between the City of Newark and Redeveloper shall be submitted to Municipal Council within 180 days from date hereof.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Councilman Carrino, seconded by Councilman Harris.

There was no roll call taken.

A motion to defer action on the resolution was made by Councilman Tucker, seconded by Councilman Harris and directing the City Clerk to request that Mayor James, Business Administrator Monteilh and Development Director Lucas submit to the Members of the Municipal Council by April 6, 1987, copies of all proposals that the City received with regard to this development project was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

April 1, 1987

✓ 7-R-bu.

Resolution conditionally designating, Welco Gases Corporation, 855 Raymond Boulevard, Newark, New Jersey, as Redeveloper for the Morris Canal Area Redevelopment Project, (Block 171, Lots 1, 6 and 8, Block 2029, Lots 1, 7 and 21 and a portion of the Morris Canal Bed) subject to the Redeveloper executing Contract Agreement with City of Newark for sale and redevelopment of land within the project area, said agreement to be in form and substance acceptable to City.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

✓ 7-R-bv.

Resolution authorizing Director of Engineering to accept grant from New Jersey Office of Recycling, for purpose of continuing and expanding Newark's existing recycling programs while exploring the expansion of programs to accomplish the collection of multi-materials, in amount of \$59,660.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

✓ 7-R-bw.

Resolution recognizing and commending Apostle and Mrs. Ralph G. Nichol on the celebration of their 25th wedding anniversary at The Deliverance Evangelistic Center on April 4, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

✓ 7-R-bx.

Resolution designating newspapers to receive notices of public meetings, official advertising, and other municipal advertising.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

✓ 7-R-by.

Resolution by the Municipal Council indicating it will not deliberate on any future bids or service contracts from the City Purchasing Agent until such time as the set-aside programs for minority and women's business enterprises are implemented by the city administration.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

April 1, 1987

7-R-bz.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$88,607.34, Hazardous Materials Emergency Response Training and Equipment Specifications and Procurement.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-ca.

Temporary emergency resolution appropriating \$88,607.34, Hazardous Materials Emergency Response Training and Equipment Specifications and Procurement; said emergency funds shall be provided in 1987 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-cb.
(A.S.)

Resolution declaring an emergency exists as to an "Ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by amending the Affirmative Action Plan (by adding thereto the definitions as established by the U. S. Federal Register)," Ordinance 6-Ph, S & F-f being finally adopted April 1, 1987 and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

A motion to adopt the resolution was made by Temporary President Grant seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

7-R-cc.
(A.S.)

Resolution recognizing and commending various citizens for their many positive contributions to the Senior Citizens of the Greater Newark Community.

(For action on this resolution, see page 3 in the minutes of this meeting)

7-R-cd.
(A.S.)

Resolution recognizing and commending various corporations for their contributions to the national scholarship fund of the National Black MBA Association and support of minority business enterprises.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

7-R-ce.
(A.S.)

Resolution recognizing and commending Teddy Powell for his many contributions to the cultural life of Newark on the 40th anniversary of his career in show business.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

7-R-cf.
(A.S.)

Resolution recognizing and commending Mr. Melvin Simon, Assistant Corporation Counsel for the City of Newark, for his outstanding service to the people of Newark.

(For action on this resolution, see page 3 in the minutes of this meeting)

7-R-cg.
(A.S.)

Resolution recognizing and commending Mr. Douglas Eldridge, Analyst, Office of the City Clerk, for his many years of exemplary service to the Municipal Council and extending best wishes on his new position with the City Administration.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

7-R-ch.
(A.S.)

Resolution recognizing and commending the Hon. James Welsh, Mayor of Hillside, New Jersey, Hon. Peter D. Corvelli, Commissioner of Hillside, New Jersey and Samuel T. McGhee, Commissioner of Hillside, New Jersey on the occasion of an Election Victory Dinner Dance held in their honor on November 7, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

7-R-ci.
(A.S.)

Resolution accepting bid of 223 Sherman Avenue Corporation, only bid received for purchase of City-owned property 148-152 Elizabeth Avenue, Block 2776, Lots 5 and 36, for sum of \$21,400.; pursuant to Executive Order No. PM870020, February 6, 1987. (Minimum Offer Approved-\$18,500.; Capital Improvement-\$300,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent During Roll Call: Councilwoman Villani.

Absent: President Martinez.

City Clerk Marasco stated since this is the second meeting of the Municipal Council following the auction, this resolution is deemed rejected pursuant to N.J.S.A. 40A:12-13.

7-R-cj.
(A.S.)

Resolution recognizing and commending Keshia Knight Pulliam, Native of the City of Newark, who has become a national star and celebrity through her portrayal of "Rudy Huxtable" on "The Cosby Show".

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

1005

April 1, 1987

✓ 7-R-ck.
(A.S.)

Resolution authorizing the execution of an agreement with George W. Huss, Certified Public Accountant and Registered Municipal Accountant of the firm of Samuel Klein and Company, for a consideration not to exceed \$12,500., to review, analyze and make recommendations relating to elements of the Proposed Newark School District Budget for the 1987-1988 School Year. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.)

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

✓ 7-R-cl.
(A.S.)

Resolution recognizing and commending Nancy Natal, student at Marcus Garvey School, for her prompt and effective action in helping to avert a suicide by a student at West Kinney Alternative School.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

✓ 7-R-cm.
(A.S.)

Resolution recognizing and commending Kenneth R. Hamilton, Teacher at Marcus Garvey School, for his prompt and effective action in helping to avert a suicide by a student at West Kinney Alternative School.

(For action on this resolution see page 19 in the minutes of this meeting)

✓ 7-R-cn.
(A.S.)

Resolution rescinding "Resolution authorizing Central Planning Board to make an investigation and hold public hearings to determine whether City Tax Block 773, Lots 1-5, 42 and 58, is a blighted area. (Montclair Avenue on the North, Broadway on the East, Halleck Street on the South, Summer Avenue on the West.)" Resolution 7-R-ch (A.S.) February 18, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

✓ 7-R-co.
(A.S.)

Resolution authorizing Central Planning Board to make an investigation and hold public hearing to determine whether City Tax Block 773, Lots 1, 2, 3, 4, 5, 42 and 58, is a blighted area. (Montclair Avenue on the North, Broadway on the East, Halleck Street on the South, Summer Avenue on the West)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

✓ 7-R-cp.
(A.S.)

Resolution authorizing Director of Finance to issue check in amount of \$250. payable to Delores McGahee, 531 Norwood Street, East Orange, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of Essex County, Special Civil Part, seeking to be awarded compensatory damages together with interest and cost of suit, as result of motor vehicle accident involving automobile owned by Ms. McGahee and vehicle owned by City of Newark and operated by City employee.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

✓ 7-R-cq.

Resolution authorizing Director of Finance to issue check in amount of \$615. payable to John T. Teabout and his attorney William D. Manns, Jr., upon receipt of all documents deemed necessary by Corporation Counsel; filed notice of Claim seeking compensation for property damage to his automobile, as result of motor vehicle accident involving automobile owned by City of Newark and operated by City employee.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez

MOTIONS.

✓ 7-M-a.

A MOTION RESPECTFULLY REQUESTING THE CITY ADMINISTRATION TO GRANT A 6 MONTH STAY OF EXECUTION ON THE DEMOLITION OF THE ARK IN ORDER TO AFFORD THE OWNER SUFFICIENT TIME FOR THE TRANSFER OF SAID STRUCTURE TO ANOTHER LOCATION, WHICH IS PRESENTLY LOCATED AT 242 CAMDEN STREET AND THAT ANY SANITARY CODE VIOLATIONS CONNECTED WITH THE ARK WOULD BE IMMEDIATELY ABATED.

(For action on this motion, see page 18 in the minutes of this meeting.)

✓ 7-M-b.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HUGH M. BEATTIE, FATHER-IN-LAW OF ALVIN ZACH, DIRECTOR OF ENGINEERING FOR THE CITY OF NEWARK was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Martinez.

✓ 7-M-c.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE DEATH OF MATTHEW TILLMAN, FATHER OF SAIDI NGUVU, AIDE TO COUNCILMAN GEORGE BRANCH was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

April 1, 1987

- 7-M-d.** A MOTION EXTENDING BEST WISHES FOR A FULL AND SPEEDY RECOVERY TO THEIR COLLEAGUE, COUNCIL PRESIDENT HENRY MARTINEZ, WHO WAS RECENTLY INJURED IN AN AUTOMOBILE ACCIDENT was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.
 Absent: Councilman Martinez.
- 7-M-e.** A MOTION REQUESTING THE CORPORATION COUNSEL TO ADVISE THE MUNICIPAL COUNCIL OF WHAT DOCUMENTS THE NEWARK BOARD OF EDUCATION IS REQUIRED BY STATUTE TO FORWARD TO THE CITY CLERK was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.
 Absent: President Martinez.
- 7-M-f.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE DEATH OF MR. PIERRO ZANGARI, FATHER OF ESSEX COUNTY ASSEMBLYMAN JAMES ZANGARI was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.
 Absent: Councilman Martinez.
- 7-M-g.** A MOTION REQUESTING THE NEWARK POLICE DIRECTOR TO COORDINATE EMERGENCY TRANSPORTATION FOR AISHA SHAKIR, AN 8-MONTH NEWARK GIRL WHO NEEDS A LIVER TRANSPLANT AT A HOSPITAL IN DALLAS, TEXAS was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.
 Absent: President Martinez.
- 7-M-h.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. SAMUEL FOSTER, A LONGSTANDING COMMUNITY ACTIVIST WITH THE BOYS' AND GIRLS' CLUBS OF NEWARK AND FORMER PRESIDENT OF THE GENERAL GRAND MASONIC CONGRESS was made by Councilman Branch, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.
 Absent: President Martinez.
- 7-M-i.** A MOTION REQUESTING DIRECTOR OF ENGINEERING TO MOVE FORTHWITH TO CLEAN THE ALLEYWAY WHICH RUNS PARALLEL BETWEEN ALEXANDER STREET AND PINE GROVE TERRACE; FURTHER DIRECTING THE CITY CLERK TO INVITE CORPORATION COUNSEL GRANT AND ENGINEERING DIRECTOR ZACH TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS OWNERSHIP OF THIS PROPERTY was made by Councilman Rice, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.
 Absent: Councilman Martinez.
- 7-M-j.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DANIEL CARDINALE, SR., A FORMER EMPLOYEE OF THE CITY OF NEWARK was made by Councilman Carrino, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.
 Absent: Councilman Martinez.
- 7-M-k.** A MOTION REQUESTING DIRECTOR OF GENERAL SERVICES TO IMPROVE THE CONDITION OF WILLIAM ASHBY/WALLACE PARK AT 12TH AVENUE AND WEST MARKET STREET TO PREPARE FOR A FORMAL DEDICATION AND INSTALLATION OF A MONUMENT was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.
 Absent: Councilman Martinez.

April 1, 1987

/ 7-M-1.

A MOTION REQUESTING THE APPROPRIATE OFFICIALS TO IMMEDIATELY INSPECT AND DEMOLISH AN ABANDONED STRUCTURE (THE OLD FIRESTONE BUILDING) LOCATED AT 444 CENTRAL AVENUE was made by Councilman Rice, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Martinez.

/ 7-M-m.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MILDRED ROSS, MOTHER OF MS. VALERIA CARTER was made by Councilman Payne, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Martinez.

At a later time in the meeting, after Item 8-k (A.S), a motion to consider 7-M-n was made by Councilman Payne, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Martinez.

/ 7-M-n.

A MOTION REQUESTING THE LAW DEPARTMENT TO PREPARE A RESOLUTION AS REQUESTED IN THE CITY CLERK'S LETTER TO CORPORATION COUNSEL DATED MARCH 30, 1987, IN REFERENCE TO MRS. ROSA NANCE (NELLIE GRIER SENIOR CITIZEN CENTER) was made by Councilman Payne, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

/ 8-a.

The City Clerk presented Proposed "Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the year 1985 and a refund of taxes paid to date for 1985 on property owned by SBC Mission Church of God in Christ and located at 661 Dr. Martin Luther King Boulevard, Block 2530, Lot 12, Newark, New Jersey."

(\$1,813.36, including applicable fees and interest for year 1985; refund in amount of \$956.08; failed to file statement requesting tax exempt status.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 15, 1987 Agenda of the Municipal Council for first reading was made by Temporary President Grant, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

April 1, 1987

1010

8-b.

The City Clerk presented Proposed "Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the year 1986 on property owned by Greater Mount Moriah Baptist Church and located at 836-838 Clinton Avenue, Block 3079, Lot 60, Newark, New Jersey."

(\$5,850. including applicable fees and interest for year 1986; failed to file statement requesting tax exempt status.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 15, 1987 Agenda of the Municipal Council for first reading was made by Temporary President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received March 20, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating permanent positions in the Department of Health and Human Services and establishing salaries therefor' (6-S & F-x) adopted July 16, 1985, as amended and supplemented, (To delete the title of Senior Citizen Program Aide II in the Department of Health and Human Services)."

(Deleting title in Department of Health and Human Services. Position has not been funded. Program has been abolished.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 15, 1987 Agenda of the Municipal Council for first reading was made by Temporary President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received March 20, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor.' (6-S & F-h) adopted May 4, 1977, as amended and supplemented. (To delete the title of Bookkeeper, Insurance Fund Commission in the Department of Finance)."

(Deleting title in Department of Finance. Position has not been funded. Insurance Fund has been abolished.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 15, 1987 Agenda of the Municipal Council for first reading was made by Councilman Harris, seconded by Temporary President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received March 20, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977 as amended and supplemented. (To create the title of Garage Attendant in the Department of Engineering)."

(Garage Attendant

(40 Hours)

\$7.72 - \$8.15 - \$8.72)

(Civil Service Reclassification. Represented by Local 6. Fiscal Impact \$4,260.

Replaces common title of Laborer)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 15, 1987 Agenda of the Municipal Council for first reading was made by Temporary President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

April 1, 1987

1011

✓ 8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received March 23, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'Ordinance creating positions in the Department of Development' (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create certain position titles and delete other position titles in the Department of Development)."

(Creating:

Manager, Division of
Housing Assistance 2/20/87 \$37,499.25 - \$45,490.81

Manager, Division of Economic
Development 2/20/87 37,499.25 - 45,490.81

Manager, Division of Property
Clearance 2/20/87 37,499.25 - 45,490.81)

(Deleting:

Manager, Division of
Development Assistance 2/20/87 37,499.25 - 45,490.81

Manager, Division of
Demolition and Clearance 2/20/87 37,499.25 - 45,490.81)

(Change of titles in Department of Development in compliance with change in structure of departments under Ordinance 6-S & F-f, January 21, 1987. No fiscal impact. Old titles being deleted)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 15, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Temporary President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

✓ 8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received March 23, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create certain position titles in the Department of Engineering)."

(Data Processing Programmer
(35 Hours) \$24,421.68 - \$29,382.97

Traffic Control System Operator
(35 Hours) 18,714.08 - 22,443.85

Traffic Control System Supervisor
(35 Hours) 31,011.44 - 37,392.43)

(Creating 3 positions in Department of Engineering under grant for operation and maintenance of new Urban Traffic Control System. No fiscal impact since Data Processing Programmer is in 1987 Budget and other two titles will not be filled until 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 15, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Temporary President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

1012

8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received March 23, 1987, enclosing proposed "Ordinance to amend Title 1, General Provisions, Chapter 1, Section 9, Penalty, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To increase the penalties for violation of these revised ordinances)."

(Increasing maximum penalties that can be fixed by the City for violations of any of its ordinances and imposing a minimum fine of \$100. This amendment arose as result of State Legislature's authorization to increase the fines from \$500. to \$1,000.; pursuant to N.J.S.A. 40:69A-29(b))

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-g on page 5 in the minutes of this meeting)

8-i.

The City Clerk presented Communication from Business Administrator Monteilh, received March 24, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To create certain position titles in the Office of the Mayor)."

(Chief Clerk (Div.) (35 Hours) \$17,314.08 - \$21,043.85

Senior Clerk Typist (35 Hours) 11,036.56 - 13,416.90)

(Creating titles in Office of Mayor and Agencies. Represented by Essex Council #1, Civil Service Association. No fiscal impact since employees in titles of like salaries will be transferred. Replaces common titles in use in Mayor's Office)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 15, 1987 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

8-j.
(A.S.)

The City Clerk presented Proposed "Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the year 1986, property owned by Pride of Newark Lodge No. 93 Mission of God, located at 176-178 Clinton Avenue, Newark, New Jersey."

(Amount of \$4,670.12 including applicable fees and interest for year 1986)

(Failed to file timely claim for continued tax exemption)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 15, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Temporary President Grant and adopted by the following votes:

Yes: Councilmen Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent During Roll Call: Councilman Branch.

Absent: President Martinez.

8-k.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend Title 17 Offenses, Miscellaneous, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding a new chapter, (Unlawful Use of Taxicabs and Limousines or Livery Service at Newark International Airport, Pennsylvania Station and any other Public Transportation Facility)."

A motion directing the City Clerk to place this ordinance on the April 15, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Temporary President Grant and adopted by the following votes:

Yes: Councilmen Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent During Roll Call: Councilman Branch.

Absent: President Martinez.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

Communication from Business Administrator Monteilh, received March 9, 1987, enclosing proposed "Ordinance to Regulate Newsracks in Public Rights-of-Way".
(Newsrack means any self-service or coin-operated box, container, storage unit or other dispenser installed, used or maintained for the display and sale of newspapers or other news periodicals.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant and Engineering Director Zach met with Council March 31, 1987)

A motion directing the City Clerk to place this ordinance on the April 15, 1987 Agenda of the Municipal Council for first reading was made by Temporary President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: President Martinez.

9-b.

Communication from Business Administrator Monteilh, received March 10, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Land Use Control,' (6-S & F-ba) adopted July 16, 1986 as amended (To establish the salary of Tax Assessor in the Department of Land Use Control)."

(Tax Assessor 8/11/86 \$32,393.17 - \$39,374.16)
(Creating title and salary range for Tax Assessor. Title transferred from Office of Mayor to Land Use Control. Not represented by any bargaining unit. No fiscal impact since money is budgeted in 1987 Budget of Department of Land Use.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Land Use Control Director Lucas met with Council March 31, 1987)

A motion directing the City Clerk to place this ordinance on the April 15, 1987 Agenda of the Municipal Council for first reading was made by Temporary President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Villani, Temporary President Grant.

No: Councilman Tucker.

Absent: President Martinez.

9-c.

Communication from Business Administrator Monteilh, received March 10, 1987, enclosing proposed "Ordinance amending Title 23, Traffic and Parking, Chapter 5, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To add a new section prohibiting parking within twenty feet of any refuse containers)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 15, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, Villani, Temporary President Grant.

Absent During Roll Call: Councilman Rice.

Absent: President Martinez.

April 1, 1987

9-d.

Communication from Business Administrator Monteilh, received March 9, 1987, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Malvern Street."

(Malvern Street - north side, beginning at the westerly curblin of Pulaski Street and extending 90 feet westerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Does not require Approval of Department of Transportation)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, Villani, Temporary President Grant.

Absent During Roll Call: Councilman Rice.

Absent: President Martinez.

Councilman Carrino requested, through the Chair, that the City Clerk be directed to invite Tax Assessor Frisina to meet with the Council at a future special conference to discuss the fostering of construction of one, two and three family homes in the City of Newark.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from March 10, 1987 to March 24, 1987.

BINGO LICENSES

LICENSEE

LICENSE NUMBER

St. Rocco School
St. Aloysius Roman Catholic School.
Blessed Sacrament Rosary Society

9669 (Amended)
9614
9618

RAFFLE LICENSES

LICENSEE

LICENSE NUMBER

Urban League Guild of Essex County, New Jersey
INROADS/Northern New Jersey Inc.
St. Mary Church of the Immaculate Conception
Camden Street School Parent Teachers Association

9715
9716
9717
9719

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, Villani, Temporary President Grant.

Absent During Roll Call: Councilman Rice.

Absent: President Martinez.

April 1, 1987

1015

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes;

Councilmen Branch, Carrino, Harris, Payne, Tucker, Villani, Temporary President Grant.
Absent During Roll Call: Councilman Rice.
Absent: President Martinez.

The meeting adjourned at 3:25 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

Newark, New Jersey, April 8, 1987

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey. **1016**

President Martinez called the meeting to order and asked for roll call at 11:30 A.M.

Present: President Martinez, Deputy City Clerk Mark Davis, Deputy Clerk of the Municipal Council.

Absent: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani.

Deputy City Clerk Davis read letter, dated April 6, 1987, from his Honor, Mayor Sharpe James, calling a special meeting of the Municipal Council for Wednesday, April 8, 1987, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, to consider the following legislation:

✓ Resolution conditionally designating Hartz Mountain Industries, Inc., 433 Plaza Drive, Secaucus, New Jersey, as Redeveloper for the Waverly Yards Redevelopment Project subject to affectation of Blight Determination for Block 5088, Lots 138, 166 and 166A, said Lots are not included in Blight Resolution 7-R-bb, February 19, 1986; final passage and adoption of Ordinance approving Redevelopment Plan for Waverly Yards Redevelopment Project; negotiation of contract for redevelopment of the Waverly Yards Redevelopment Area by and between City of Newark acting by and through Department of Development and the Redeveloper; said agreement to be subject to approval of Municipal Council; said resolution authorizing contract between the City of Newark and Redeveloper shall be submitted to Municipal Council within 180 days from date hereof. (7-R-bt deferred April 1, 1987)

Deputy City Clerk Davis stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on April 6, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

Deputy City Clerk Davis, citing the Administrative Code of the City, stated "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence, the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members present select another hour or day.'"

President Martinez directed the Deputy City Clerk to place this resolution on the agenda of the regular meeting of April 15, 1987.

This meeting adjourned at 11:32 A.M.

APPROVED:

Mark Davis
Mark Davis
Deputy City Clerk

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 11:02 A. M. for the purpose of holding a public hearing on the 1987 Budget of the City of Newark.

President Martinez called the meeting to order and asked for roll call.

Present: President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

6-Ph, S & F-a. (S)

Ordinance to increase the 1987 Budget Cap amount to 5% pursuant to P.L. 1986, C. 203.

(No action taken on this ordinance, since there was a lack of quorum)

President Martinez directed the City Clerk to place this item on the Agenda of the Municipal Council of April 15, 1987.

RESOLUTIONS.

7-R-a.(S) Resolution providing for the reading of the Budget for the Tax Year 1987 by its title.

City Clerk Marasco read the following resolution:

WHEREAS, N.J.S.A. 40A:4-8 provides that the Budget as advertised shall be read in full at the public hearing, or that it may be read by title only if:

1. At least one week prior to the date of the hearing a complete copy of the approved Budget, as advertised:

(A) shall be posted in a public place where public notices are customarily posted in the principal public building, and

(B) copies are made available to each person requesting same during said week and during the public hearing,

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the City of Newark, that it is hereby declared that the conditions of N.J.S.A. 40A:4-8, 1(a) and 1(b), have been met and therefore the Budget for 1987 shall be read by title only.

(This resolution will be ratified at the April 15, 1987 Meeting of the Municipal Council)

The City Clerk: The Local Municipal Budget of the City of Newark for the Year 1987 was approved by the Municipal Council on the 13th day of March, 1987, informal approval granted by the Director of Local Government Services. The Budget was advertised in accordance with law in the Newark Star Ledger issue of March 31, 1987. In the advertisement, 11:00 A. M., or as soon thereafter as the Council can convene, on the 10th day of April, 1987, in the Council Chamber of the Newark City Hall, was established as the hearing date. This being the date, time and place. It is respectfully requested that the President declare open the hearing on the 1987 Approved Budget.

1018

April 10, 1987

President Martinez: The public hearing on the 1987 Budget of the City of Newark is declared open.

President Martinez called for those desiring to be heard on the 1987 Budget to approach the rail, give their name and address and be heard.

No one appearing, the public hearing on the approved budget, as advertised, is closed.

ADJOURNMENT.

12-a. President Martinez adjourned the meeting. .

This meeting adjourned at 11:06 A. M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:05 P.M.

The audience arose for the National Anthem.

The invocation was offered by Reverend John Maloney, St. Patrick's Pro-Cathedral.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Alison Jones, Detectives James Reed and James Miller, Sergeants-At-Arms.

Absent: Councilmen Payne, Rice, Tucker.

(Councilman Rice arrived at 8:24 P.M.)

(Councilman Tucker arrived at 8:25 P.M.)

(Councilman Payne arrived at 8:31 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April 8, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONERS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

✓ 4-a.

The City Clerk presented **Newark Employees' Retirement System Report for Year 1985, submitted by External Auditors Samuel Klein and Company.**
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.
Absent: Councilmen Payne, Rice, Tucker.

✓ 4-b.

The City Clerk presented **Copy of Minutes of Meeting of Board of Trustees of the Newark Public Library, held February 25, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.
Absent: Councilman Payne, Rice, Tucker.

✓ 4-c.

The City Clerk presented **Copy of Minutes of Meeting of Special Private Meeting of Board of Trustees of Newark Public Library, held March 18, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.
Absent: Councilmen Payne, Rice, Tucker.

1020

4-d.

The City Clerk presented **Copy of Minutes of Meeting of Private Meeting of Board of Trustees of Newark Public Library, held February 25, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.
Absent: Councilmen Payne, Rice, Tucker.

A motion to consider Resolution 7-R-bz (A.S.) at this time was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.
Absent: Councilmen Payne, Rice, Tucker.

7-R-bz.
(A.S.)

Resolution recognizing and commending Mr. James Spellman a good samaritan, for his heroic deed and cooperation with the Essex County Prosecutor.

A motion to adopt the resolution was made by Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.
Absent: Councilmen Payne, Rice, Tucker.

A motion to consider Resolution 7-R-ce (A.S.) at this time was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.
Absent: Councilmen Payne, Rice, Tucker.

7-R-ce.
(A.S.)

Resolution recognizing and commending Mr. James Wallace, Executive Director of the International Youth Organization, and his wife, Carolyn, for their successful efforts to mobilize community opposition to the use of crack and other narcotics.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.
Absent: Councilmen Payne, Rice, Tucker.

Councilwoman Villani read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council to Mr. James Wallace, Executive Director of the International Youth Organization, and his wife Carolyn.

(Councilman Rice arrived at 8:24 P.M.)

(Councilman Tucker arrived at 8:25 P.M.)

The Members of the Municipal Council congratulated Mr. and Mrs. Wallace on their efforts and wished them continued success in the future.

Mr. Charles Bell, President of the Newark Board of Education commended Mr. and Mrs. Wallace on their attempts to help rid the City of "Crack" and stated that there have been laws passed to arrest persons caught selling or dealing drugs within areas 1,000 feet of schools within the City of Newark.

Mr. Malcolm George, newly elected Member of the Newark Board of Education noted Mr. and Mrs. Wallace were very deserving of this honor. He stated, "We will clean up the schools in the City of Newark and get rid of all the drugs."

April 15, 1987

Mr. and Mrs. Wallace thanked the Municipal Council for honoring them in this fashion and thanked the many people who helped them accomplish this great task.

(Councilman Payne arrived at 8:31 P.M.)

Mr. Isaac Muhammad, Co-chairman of the International Youth Organization congratulated Mr. and Mrs. Wallace on their fine job and declared August 11th as the "Annual Protest Against Substance Abuse".

A motion to consider at this time Resolution 7-R-cm (A.S.) was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cm.
(A.S.)

Resolution recognizing and commending Mr. John Carlton, former Deputy Director of the Newark Watershed Conservation and Development Corporation, for his many years of outstanding service to the City of Newark.

Councilwoman Villani read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council to Mr. John Carlton.

President Martinez congratulated Mr. Carlton on his past performance as Deputy Director of the Newark Watershed Conservation and Development Corporation and wished him success in his future endeavors.

Mr. Robert Holmes, Executive Director of the Newark Watershed Conservation and Development Corporation expressed his congratulations to Mr. Carlton on a job well done.

Mr. Carlton thanked the Members of the Municipal Council for endowing this great honor upon him.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The City Clerk read **An ordinance amending Section 23:15-1, Stop Intersections, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersections of Springdale Avenue and North 9th Street and Delavan Avenue and North 7th Street.**

(Springdale Avenue and North 9th Street

Stop Signs shall be installed on North 9th Street

Delavan Avenue and North 7th Street

Stop Signs shall be installed on North 7th Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to table the ordinance and directing the City Clerk to invite the appropriate principals to a future special conference was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-b.

The City Clerk read **An ordinance requiring mandatory separation, at the source, of recyclables for the purpose of collection and sale by the city.**

(Curbside Program for separation of commercially generated used corrugated containers in the Central Business District and household generated recyclables, specifically, used newspapers, glass bottles, food and beverage cans from the residences of the City of Newark for the purpose of recycling.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Director of Engineering Zach met with the Council February 17, 1987)

April 15, 1987

A motion to defer action on the ordinance and directing the City Clerk to invite the appropriate principals to meet with the Council at their April 21, 1987 special conference was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-c.

The City Clerk read **An ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the year 1985 and a refund of taxes paid to date for 1985 on property owned by SBC Mission Church of God in Christ and located at 661 Dr. Martin Luther King Boulevard, Block 2530, Lot 12, Newark, New Jersey.**

(\$1,813.36, including applicable fees and interest for year 1985; refund in amount of \$956.08; failed to file statement requesting tax exempt status.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1987.

6-F-d.

The City Clerk read **An ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the year 1986 on property owned by Greater Mount Moriah Baptist Church and located at 836-838 Clinton Avenue, Block 3079, Lot 60, Newark, New Jersey.**

(\$5,850. including applicable fees and interest for year 1986; failed to file statement requesting tax exempt status.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1987.

6-F-e.

The City Clerk read **An ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Health and Human Services and establishing salaries therefor" (6-S & F-x) adopted July 15, 1986, as amended and supplemented, (To delete the title of Senior Citizen Program Aide II in the Department of Health and Human Services).**

(Deleting title in Department of Health and Human Services. Position has not been funded. Program has been abolished.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1987.

6-F-f.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented. (To delete the title of Bookkeeper, Insurance Fund Commission in the Department of Finance).

(Deleting title in Department of Finance. Position has not been funded. Insurance Fund has been abolished.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1987.

6-F-g.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended and supplemented. (To create the title of Garage Attendant in the Department of Engineering).

(Garage Attendant
(40 Hours) \$7.72 - \$8.15 - \$8.72)

(Civil Service Reclassification. Represented by Local 6. Fiscal Impact \$4,260. Replaces common title of Laborer)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1987.

6-F-h.

The City Clerk read An ordinance to amend an ordinance entitled, "Ordinance creating positions in the Department of Development" (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create certain position titles and delete other position titles in the Department of Development).

(Creating:
Manager, Division of
Housing Assistance 2/20/87 \$37,499.25 - \$45,490.81

Manager, Division of Economic
Development 2/20/87 37,499.25 - 45,490.81

Manager, Division of Property
Clearance 2/20/87 37,499.25 - 45,490.81)

Deleting:
Manager, Division of
Development Assistance 2/20/87 37,499.25 - 45,490.81

Manager, Division of
Demolition and Clearance 2/20/87 37,499.25 - 45,490.81)

(Change of titles in Department of Development in compliance with change in structure of departments under Ordinance 6-S & F-f, January 21, 1987. No fiscal impact. Old titles being deleted)

(Copy of ordinance and correspondence submitted to each Member of the Council)

1024

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1987.

Councilman Payne, through the chair, directed the City Clerk to invite Business Administrator Monteilh, Director of Development Lucas and Director of Health and Human Services Struggs to meet with the Council at a future special conference to discuss the above entitled ordinance and emergency housing services.

/ 6-F-i.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create certain position titles in the Department of Engineering).

(Data Processing Programmer
(35 Hours) \$24,421.68 - \$29,382.97

Traffic Control System Operator
(35 Hours) 18,714.08 - 22,443.85

Traffic Control System Supervisor
(35 Hours) 31,011.44 - 37,392.43)

(Creating 3 positions in Department of Engineering under grant for operation and maintenance of new Urban Traffic Control System. The title of Data Processing Programmer is in 1987 Budget and other two titles will not be filled until 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1987.

/ 6-F-j.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To create certain position titles in the Office of the Mayor).

(Chief Clerk (Div.) (35 Hours) \$17,314.08 - \$21,043.85

Senior Clerk Typist (35 Hours) 11,036.56 - 13,416.90)

(Creating titles in Office of Mayor and Agencies. Represented by Essex Council #1, Civil Service Association. Replaces common titles in use in Mayor's Office)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1987.

6-F-k.

The City Clerk read An ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the year 1986, property owned by Pride of Newark Lodge No. 93 Mission of God, located at 176-178 Clinton Avenue, Newark, New Jersey.

1025

(Amount of \$4,670.12 including applicable fees and interest for year 1986)

(Failed to file timely claim for continued tax exemption)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1987.

/ 6-F-l.

The City Clerk read An ordinance to amend Title 17 Offenses, Miscellaneous, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding a new chapter. (Unlawful use of taxicabs and limousines or livery service at Newark International Airport, Pennsylvania Station and any other public transportation facility)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1987.

/ 6-F-m.

The City Clerk read An ordinance to Regulate Newsracks in Public Rights-of-Way. (Newsrack means any self-service or coin-operated box, container, storage unit or other dispenser installed, used or maintained for the display and sale of newspapers or other news periodicals.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Grant and Engineering Director Zach met with Council March 31, 1987)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1987.

✓ 6-F-n.

The City Clerk read **An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control," (6-S & F-ba) adopted July 16, 1986 as amended (To establish the salary of Tax Assessor in the Department of Land Use Control).**

(Tax Assessor 8/11/86 \$32,393.17 - \$39,374.16)

(Creating title and salary range for Tax Assessor. Title transferred from Office of Mayor to Land Use Control. Not represented by any bargaining unit. Funds are budgeted in 1987 Budget of Department of Land Use.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Land Use Control Director McLucas met with Council March 31, 1987)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeases are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1987.

/ 6-F-o.

The City Clerk read **An ordinance amending Title 23, Traffic and Parking, Chapter 5, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To add a new section prohibiting parking within twenty feet of any refuse containers).**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to forward the appropriate notices calling for a special meeting of the Municipal Council for Monday, April 20, 1987, at 11:00; further, authorizing City Clerk to invite Director of Engineering Zach to meet with the Council at their special pre-meeting conference April 21, 1987 was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to consider Resolution 7-R-bm at this time was made by Councilman Rice seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bm.

Resolution re-appointing Robert Taylor, Commissioner of the Housing Authority, for term commencing April 21, 1987 and ending April 20, 1992.
(Mr. Taylor met with the Council April 14, 1987)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and failed of adoption by the following votes:

Yes: Councilmen Payne, Rice, Tucker, President Martinez.

Not Voting: Councilmen Branch, Carrino, Grant, Harris, Villani.

(This resolution is deemed to be rejected since the appointment was filled by action of Resolution 7-R-cc, per Corporation Counsel Grant)

A motion to consider Resolution 7-R-cc (A.S.) at this time was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani.

Not Voting: President Martinez.

/ 7-R-cc.
(A.S.)

Resolution appointing John Martin, Commissioner of the Housing Authority, for term commencing April 21, 1987 and ending April 20, 1992.
(Mr. Martin met with the Council April 14, 1987)

April 15, 1987

1027

A motion to reject the resolution was made by Councilman Rice.

There was no second to the motion.

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani.

No: Councilman Rice.

Not Voting: President Martinez.

Councilman Rice stated, "I'd just like to make a statement for the record so that my colleagues recognize who I am, what I am and what I'm all about. I respect Mr. Martin's position. I think he'll do a yeoman's job there, and I also want the Council to know that those of us in the City of Newark, at least in the West Ward community, probably cannot expect too much from the newly-formed 'Magnificent Six'. I'm going to continue to work with all of you, but I want you to know that we in the West Ward, the people I represent, there will be some equity and fairness in the system, when I give my word and a commitment and I agree on something with men and women who are supposed to be reasonable folks, I expect them to retain those commitments. So hopefully in the future we don't have this problem, but I will show everybody that I can be not only a gentleman, I can be a politician too."

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for public hearing, second reading and final passage.

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control and establishing salaries therefor," (6-S & F-ba) adopted July 16, 1986 and amendments thereto to create the title of Manager, Office of Boards and delete the title of Manager, Division of Boards in the Department of Land Use Control).

(Change in title name only. Not represented by any bargaining unit. No fiscal impact since no change in salary.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control and establishing salaries therefor" (6S&FBA) adopted July 16, 1986 as amended and supplemented, be amended to create the title of Manager, Office of Boards, as follows, to wit:

POSITION

Manager, Office of Boards \$34,278.57 - \$41,665.84
A324

SECTION 2. Section 1 of the aforementioned ordinance be further amended to delete the following title and title code, as follows, to wit:

POSITION

Manager, Division of Boards
A324

1023

SECTION 3. The establishment of the hereinabove position title of Manager, Office of Boards shall be effective as of August 11, 1986.

SECTION 4. The hereinabove noted position of Manager, Office of Boards is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hours work week except as otherwise noted.

SECTION 5. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 6. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to finding out who makes judgements for ordinances.

President Martinez directed the City Clerk to forward copy of pamphlet explaining in detail how City government operates to the speaker.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for public hearing, second reading and final passage.

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Program Coordinator, Childhood Lead Poisoning in the Department of Health and Human Services).

(Creating title inadvertently omitted from master ordinance on August 11, 1986. Not represented by any bargaining unit. Funded from State grant therefore no fiscal impact on City budget.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance creating positions in the Department of Health and Human Services", (6S&FX) adopted July 16, 1986, as amended and supplemented be amended and supplemented to create the following position, as follows, to wit:

POSITION

Program Coordinator, \$29,611.44 - \$35,992.43
Childhood Lead Poisoning
(35 Hrs.)
A267

SECTION 2. The establishment of the hereinabove position title shall be effective as of August 11, 1986.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for public hearing, second reading and final passage.

Ordinance authorizing the City of Newark through the Newark Watershed Corporation to lease City-owned property known as Block 589, Lot 36 and Block 588, Lot 15, in the Township of West Milford, leasing to West Milford in exchange for a 10 acre portion of property owned by West Milford Township known as Block 579, Lots 4 and 5; pursuant to N.J.S.A. 40A:12-14(b) and 40A:12-16.

1030

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the City of Newark is the owner of property known as Block 589 Lot 36 and Block 588 Lot 15 in the Township of West Milford, and

WHEREAS, the Township of West Milford is the owner of ±75 acres known as Block 519 Lots, 4, 5 within its own boundaries, and

WHEREAS, a request has been made by the Township of West Milford to utilize a ±10 acre portion of Block 588, Lot 15 and to acquire a ±10 acre portion of Block 589 Lot 36 for use as a municipal recreation area and cemetery respectively, and

WHEREAS, the subject properties are not needed for public purposes; and

WHEREAS, the Board of Directors of the Newark Watershed Conservation and Development Corporation recommends that the said ±10 acre portion of Block 588 Lot 15 be leased and the said ±10 acre portion Block 589 Lot 36 be traded to West Milford Township in exchange for the ±75 acre Block 519 Lots 4, 5, and

WHEREAS, an assessed value of \$88,800 as set by West Milford Township for Block 519 Lots 4,5 is equal to or greater than the assessed value of a ±10 acre portion of Block 589 Lot 36 assessed at \$500.51 per acre together with the lease of a ±10 acre portion of Block 588, Lot 15 assessed at \$72.16 per acre plus other good and valuable consideration previously granted, and

WHEREAS, the proposed lease and trade comport in all other regards with N.J.S.A. 40A:12-14(b) and N.J.S.A. 40A:12-16 respectively.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. that the City of Newark shall lease a ±10 acre portion of Block 588 Lot 15 in West Milford Township and trade a ±10 acre portion of Block 589 Lot 36 in West Milford Township to West Milford Township for title to Block 519 Lots 4,5 on the tax maps of the same West Milford Township in accordance with N.J.S.A. 40A:12-14(b) and N.J.S.A. 40A:12-16.
2. That the City of Newark-owned land is not needed for public purpose.
3. That the Executive Director of the Newark Watershed Conservation and Development Corporation (NWCDC) is authorized to execute on behalf of the City of Newark all documents, including deeds, which are necessary to effectuate both the lease and exchange of property.
4. That the Municipal Council approves the lease, attached hereto as Schedule A, and the land exchange upon the understanding that the contemplated uses are for public purposes and not intended for private gain.
5. That a closing will occur within 120 days of the adoption of this Ordinance.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard. 1031

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for public hearing, second reading and final passage.

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended (To adjust the salary for Judge in the Municipal Courts.)

(Raise due to additional court days. Not represented by any union. 10.2% increase - Fiscal impact approximately \$34,000.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. An ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, and amendments thereto, be and the same is hereby amended to adjust the salary for Judge, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
(c) <u>Municipal Courts</u>			
Judge			
2219	3/1/87	\$ 53,620.25	\$ 53,620.25

SECTION 2. The hereinabove noted positions are to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbents employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted **salaries** shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

1032

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for public hearing, second reading and final passage.

Ordinance to amend Title 1, General Provisions, Chapter 1, Section 9, Penalty, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To increase the penalties for violation of these revised ordinances).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 1 Chapter 1, Section 9 "Penalty" of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is hereby supplemented and amended to read in its entirety as follows:

1:1-9 Penalty.

(a) Whenever no specific penalty is provided in these Revised Ordinances of Newark, 1966, or in any other ordinance of the City for the punishment of an act which is prohibited or which is declared to be unlawful or an offense, or for the non-performance of any act which is required to be done, the violation of any such provision shall be punished by a fine not exceeding \$1,000. or by imprisonment for a term not exceeding 90 days or both; that for violation of particular ordinances a minimum penalty shall be imposed by a fine not exceeding \$100.00 provided, however that when the minimum penalty fixed by an applicable state statute is less, by force of said statute or by judicial construction, than any penalty fixed in the Revised Ordinances, then the limitations of such state statute shall be applicable. In the event any ordinance in its entirety or any chapter or part thereof is based upon or mandated by state statute and the maximum penalty of said state statute is greater than any penalty fixed in these Revised Ordinances, then the maximum penalty of such state statute shall be applicable.

(b) A separate offense shall be deemed committed on each day during or on which a violation of the Revised Ordinances of Newark, 1966 or of any other ordinance of the city, punishable by fine or imprisonment, or both, occurs or continues.

(c) The imposition of fine or imprisonment as punishment for a violation of the Revised Ordinances of Newark, 1966 or of any other ordinances of the city shall not be deemed to be in lieu of any other provision therein providing for revocation or suspension of any license or permit issued thereunder.

Section 2. Any prior ordinance or part thereof inconsistent herewith be and is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

After Ordinance 6-Ph, S & F-f, Councilman Rice requested to be recorded in the affirmative on Ordinance 6-Ph, S & F-e.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to increase the 1987 Budget Cap amount to 5% pursuant to P.L. 1986, C. 203.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., as amended by L. 1983, C. 49, provided that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 5% or the index rate, whichever is less, over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, L. 1986, C. 203 amended the Local Government Cap Law, to provide that a municipality may, in any year in which the index rate is less than 5%, increase its final appropriations by a percentage rate greater than the index rate but not to exceed the 5% rate as defined in the amendatory law, when authorized by ordinance; and

April 15, 1987

WHEREAS, the index rate for 1987 has been certified by the Director of the Division of Local Government Services in the Department of Community Affairs as 3.5%; and

WHEREAS, the Municipal Council of the City of Newark finds it advisable and necessary to increase its 1987 budget by more than 3.5% agreed to be over the previous years's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Municipal Council of the City of Newark hereby determines that a 1.5% increase in the budget for said year, amounting to \$2,389,491.50 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary.

NOW, THEREFORE, BE IT ORDAINED, BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, a majority of the full authorized membership of this governing body affirmatively concurring, that:

1. The 1987 budget year, the final appropriations of the City of Newark shall, in accordance with this ordinance and L. 1986, C. 203, be increased by 5%, amounting to \$167,264,405.33, and that the 1987 municipal budget for the City of Newark be approved and adopted in accordance with this ordinance.

2. This ordinance shall take effect upon final passage and publication in accordance with law.

3. A certified copy of this ordinance as introduced shall be filed by the City Clerk with the Director of the Division of Local Government Services within five (5) days from March 13, 1987.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: the yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Bond Ordinance supplementing Ordinance Number 6-S & F-b (S-3) adopted July 16, 1986 entitled, "Bond Ordinance for the design and construction of a water filtration treatment facility and appurtenances and improvements related thereto designated as capital project number 2084; appropriating \$28,000,000 and authorizing the issuance of \$20,000,000 bonds or notes of the City of Newark, County of Essex, New Jersey for said purpose and amending and supplementing a capital ordinance authorizing a \$4,000,000 appropriation from the City of Newark Municipal Water Utility and Water Supply System Capital Improvement Fund for said project and rescinding a previous Ordinance Number 6-S & F-bb finally adopted June 25, 1985." To provide for an increase in the appropriation and the debt authorization for a total appropriation of \$41,845,530 and a total debt authorization of \$31,845,530; said general improvement authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement filed. Awaiting approval of Division of Local Government Services)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Debt Statement by Division of Local Government Services was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

HEARINGS OF CITIZENS.

6-HC-a.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to halting demolition in the City of Newark. The speaker noted the Ark was a beautiful structure and should not be demolished.

President Martinez explained there are many homes within the City which are eyesores and dangerous to the health and safety of the residents.

6-HC-b.

MS. TINA JOHNSON, 5 POMONA AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council registering complaints with respect to conditions at 5 Pomona Avenue.

Councilman Tucker, through the chair, requested the City Clerk to forward verbatim remarks made by Ms. Johnson to Director of Land Use Control McLucas; further, authorizing City Clerk to invite Director of Land Use Control to meet with the Council at their special pre-meeting conference April 16, 1987, to discuss same.

1036

/ 6-HC-c. **MS. SANDRA HOLMES, 63 SOMERSET STREET, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to the rent control ordinance and black developers not receiving contracts within the City of Newark.

✓ 6-HC-d. **MR. MARVIN JENKINS EL, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to homeless in the City of Newark.

A motion to permit **MS. CLARA DASHER** and **MS. PATRICIA BRADFORD** to be heard under Hearings of Citizens was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 6-HC-e. **MS. CLARA DASHER, TRUSTEE, NORTH JERSEY COMMUNITY UNION HEALTH CENTER, 105 CHARLTON STREET, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to the closing of the center.

Councilman Harris stated NJCHU has done a wonderful job in providing health care services for residents; further requesting the Council to sponsor a resolution to allocate funds to help keep the center open. He noted he will sponsor a motion with respect to this resolution.

Councilman Branch stated he supported said center.

Councilman Carrino, through the chair, requested the City Clerk to invite Director of Engineering Zach to meet with the Council to discuss same.

Councilman Grant explained he made efforts to help this matter.

Councilman Tucker, through the chair, requested the City Clerk to invite Mayor Sharpe James, Business Administrator Monteilh, Corporation Counsel Grant, Engineering Director Zach, Newark Housing Authority Executive Director Buck and North Jersey Community Union Board of Trustees Member Ms. Clara Dasher to meet with the Council at their special conference April 21, 1987, to discuss same.

/ 6-HC-f. **MRS. PATRICIA BRADFORD, 7 LAUREL PLACE, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to housing for the poor, the needless demolition of housing projects and the status of the Springfield Branch Library.

Councilman Tucker requested, through the chair, that the City Clerk be directed to communicate with Mrs. Bradford advising her of the progress of this branch library.

RESOLUTIONS AND MOTIONS.

1027

RESOLUTIONS.

- ✓ 7-R-a. Resolution establishing Petty Cash Fund for Office of the Mayor for 1987.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- / 7-R-b. Resolution ratifying contract for period April 1, 1987 to April 15, 1987; further, authorizing Business Administrator to enter into contract with International Maintenance Service, Inc., P.O. Box 5234, 309 Adams Street, Newark, New Jersey, lowest responsible bid received, to Provide Janitorial Services for the City of Newark, for period April 16, 1987 to March 31, 1988; contract shall not exceed \$600,000.; \$29,424. encumbered in 1987 temporary budget of Department of General Services, Division of Public Buildings; any additional 1987-88 expenditures contingent upon and subject to appropriation and certification of funds in each year.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- / 7-R-c. Resolution conditionally designating Hartz Mountain Industries, Inc., 433 Plaza Drive, Secaucus, New Jersey, as Redeveloper for the Waverly Yards Redevelopment Project subject to affectation of Blight Determination for Block 5088, Lots 138, 166 and 166A, said Lots are not included in Blight Resolution 7-R-bb, February 19, 1986; final passage and adoption of Ordinance approving Redevelopment Plan for Waverly Yards Redevelopment Project; negotiation of contract for redevelopment of the Waverly Yards Redevelopment Area by and between City of Newark acting by and through Department of Development and the Redeveloper; said agreement to be subject to approval of Municipal Council; said resolution authorizing contract between the City of Newark and Redeveloper shall be submitted to Municipal Council within 180 days from date hereof.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto, "The City Council and City Administration affirmatively represents that the contract to be negotiated between City of Newark and the Redeveloper shall contain an Affirmative action provision which requires at a minimum that the Redeveloper meet the goals and objectives contained in the City's Affirmative Action ordinance and affirmative action plan regardless of whether the Redeveloper seeks tax abatement for the improvements to be constructed on the site" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

1033
7-R-d.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$540,600., Women's Infants and Children's Supplemental Food Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-e.

Temporary emergency resolution appropriating \$540,600., Women's, Infants and Children's Supplemental Food Program; said emergency funds shall be provided in 1987 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-f.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$71,474., Nutrition Project for the Elderly.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-g.

Temporary emergency resolution appropriating \$71,474., Nutrition Project for the Elderly; said emergency funds have been provided in 1987 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-h.

Resolution supporting adoption of proposed Department of Transportation Trust Fund Renewal and Local Aid Program in sum of \$105 million; for Municipal Aid-\$40 million; County Aid Continue FAUS Swap-\$35 million Additional Aid-\$20 million; Transportation District Incentives (County/Municipal)-\$10 million)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-i.

Resolution ratifying contract for period January 1, 1987 to April 15, 1987; further authorizing Business Administrator to enter into contract with Work Oriented Rehabilitation Institute, 15 Roseville Avenue, Newark, for period April 16, 1987 to December 31, 1987; cost shall not exceed \$160,000.; to Provide Maintenance Services for Various City Parks, \$27,000. to commence said program; any additional expenditures are contingent upon and subject to appropriation and certification of such funds. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A.40A:11-5 (1) et seq).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-j.

Resolution authorizing Director of Finance to issue check in amount of \$90.46., payable to Carrie Wilkins, as deposit for property at 53 South 7th Street, Block 1829, Lot 18; property redeemed by previous owner.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-k.

Resolution authorizing Director of Finance to issue check in amount of \$396.27. payable to Elizabeth Armstrong, 171 Elizabeth Avenue, Newark, New Jersey, on deposit with Office of Property Management, for property commonly known as 171 Elizabeth Avenue, Block 2697, Lot 33, (Year 1986).

(Purchaser has conformed with all conditions of sale.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-l.

Resolution authorizing Director of Finance to issue check in amount of \$3,500., payable to Terrance Walker and Valerie Mixon for property located at 206-208 Keer Avenue, Block 3708, Lot 47; City unable to convey marketable title.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-m.

Resolution authorizing Director of Finance to issue check in amount of \$55., payable to Elizabeth Armstrong Cothran for property located at 72 Tillinghast Street, Block 3037, Lot 38; City unable to convey marketable title.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-n.

Resolution authorizing Director of Finance to issue check in amount of \$260., payable to Owen A. Morris, 92 Freeman Avenue, East Orange, New Jersey, paid as deposit for property at 81 South 6th Street, Block 1810, Lot 11; property was not owned by the City.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-o.

Resolution authorizing Director of Finance to issue check in amount of \$300., payable to Frederick J. Cifrodella, 62 Farless Avenue, Old Bridge, New Jersey, paid as deposit for property at 553 13th Avenue, Block 1794, Lot 32, error in identification of property in auction brochure. Property advertised and sold as a vacant lot; subsequent inspection revealed a structure on the property.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-p.

Resolution authorizing Director of Finance to issue check in amount of \$286.32, payable to Carrie Wilkins, as deposit for property at 53 South 7th Street, Block 1829, Lot 18, property redeemed by previous owner.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-q.

Resolution authorizing Director of Finance to issue check in amount of \$4,000., payable to Carrie Wilkins, paid as deposit for property at 53 South 7th Street, Block 1829, Lot 18, property redeemed by previous owner.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-r.

Resolution designating stop intersection on Springdale Avenue and North 9th Street, installing stop signs on North 9th Street; intersection of Delavan Avenue and North 7th Street, installing stop signs on North 7th Street; pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-s.

Resolution authorizing Director of Finance to issue check in amount of \$211,760.61 to One Washington Park Urban Renewal Associates for premises 481-497 Broad Street, 66-86 Orange Street, 2-24 Essex Street, 1-15 Essex Street, 58-64 Orange Street and 471-479 Broad Street; for overpayment of (ad-valorem) taxes which were paid over and above the Annual Service Charge, or Service-in-Lieu of Tax Payments agreed to in Tax Abatement or Contract.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-t.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, 1041 upon receipt of all documents deemed appropriate.

(In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-u.

Resolution authorizing Mayor to file application with State of New Jersey, Department of Labor, for receipt of funds through the Job Training Plan under the Job Training Partnership Act (JTPA) for program year 1987, in amount of IIA 6% Incentive \$342,962., for period July 1, 1987 through June 30, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-v.

Resolution authorizing Director of Health and Human Services to execute a hold harmless and indemnification agreement providing for the indemnification of the Newark Board of Education for any claims arising out of the use of the West Side High School gymnasium on April 20 through April 24, 1987 in conjunction with the Fourteenth Annual Mayor's Basketball Tournament.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-w.

Resolution accepting bid of James H. Dolnik, only bid submitted, for purchase of City-owned property known as 224-234 Sussex Avenue, Block 2846, Lot 9, for \$115,001.; pursuant to Executive Order No. PM870015, February 6, 1987.

(Minimum Offer Approved-\$112,500.; Capital Improvement-\$649,700.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

April 15, 1987

/ 7-R-x.

Resolution authorizing Director of Finance to issue check in amount of \$21,000. payable to Laverne Caldwell and her attorney Joe Maran, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, seeking to be awarded compensatory damages together with interest and costs of suit for injuries allegedly sustained as result of the negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council April 14, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-y.

Resolution authorizing Corporation Counsel and Tax Collector to enter into (partial) "Consent Order to Vacate" foreclosure judgement with previous "Owner of Record", per attached Exhibit A; total arrearage sum due City of Newark plus Subsequent Year's taxes be paid in full on date of redemption.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-z.

Temporary emergency resolution appropriating \$1,916,816., Water Utility Operating Budget, said emergency funds shall be provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-ba.

Temporary emergency resolution appropriating \$17,212,603., City Operating Budget; said emergency funds shall be provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bb.

Temporary emergency resolution appropriating \$150,000., Department of Water Utility, Division of Water Supply, Other Expenses, Materials and Supplies, to provide funds for Hydro Shields (hydrant locking devices); said emergency funds shall be provided in 1987 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bc.

Temporary emergency resolution appropriating \$7,320,000., Unclassified Purposes, Mandatory Items, Employers Contribution, Police & Firemen's Retirement System of New Jersey; said funds shall be provided in 1987 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bd.

Resolution authorizing Director of Health and Human Services to apply for funds for provision of direct medical and social services for homeless individuals and families within the City of Newark, for period June 1, 1987 to May 31, 1989, in amount of \$795,071.; does not require expenditure of Municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-be.

Resolution designating reserved parking area for handicapped motorists on North 11th Street, west side, beginning 307 feet south of the southerly curbline of 4th Avenue and extending 25 feet therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bf.

Resolution designating reserved parking area for handicapped motorists on Mt. Prospect Avenue, east side, beginning 437 feet south of the southerly curbline of Bloomfield Avenue and extending 25 feet southerly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bg.

Resolution designating reserved parking area for handicapped motorists on Sylvan Avenue, north side, beginning 181 feet west of the westerly curbline of Summer Avenue and extending 25 feet westerly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/7-R-bh.

Resolution designating reserved parking area for handicapped motorists on Mt. Prospect Avenue, east side, beginning 437 feet south of the southerly curbline of Bloomfield Avenue and extending 25 feet southerly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion directing the City Clerk to return the resolution to Administration since it was a duplicate of Resolution 7-R-bf on this agenda was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/7-R-bi.

Resolution designating reserved parking area for handicapped motorists on North 5th Street, west side, beginning 142 feet north of the northerly curbline of Bloomfield Avenue and extending 25 feet northerly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/7-R-bj.

Resolution designating reserved parking area for handicapped motorists on Second Street, east side, beginning 111 feet north of the northerly curbline of Dickerson Street and extending 25 feet northerly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/7-R-bk.

Resolution authorizing Director of Finance to issue and deliver check in amount of \$612.50 to Reitman, Parsonnet, Maisel and Duggan, Esqs., 744 Broad Street, Suite 1807, Newark, New Jersey, in matter of USA vs. City of Newark vs. County of Essex, for period December 1, 1986 through and including December 18, 1986.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/7-R-bl.

Resolution authorizing Director of Finance to issue and deliver check in amount \$146.37. to Zazzali, Zazzali and Kroll, Esqs., One Gateway Center, Newark, New Jersey, in matter of USA vs. City of Newark vs. County of Essex, for period October 1, 1986 through and including October 31, 1986.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bm.

Resolution re-appointing Robert Taylor, Commissioner of the Housing Authority, for term commencing April 21, 1987 and ending April 20, 1992. (Mr. Taylor met with the Council April 14, 1987)

(For action on this resolution see page 8 in the minutes of this meeting)

7-R-bn.

Resolution authorizing Director of Finance to issue check in amount of \$75. payable to Municipal Court of Town of Kearny; summons and complaint was issued to City of Newark alleging motor vehicle owned by City of Newark obstructed traffic in violation of N.J.S.A. 39-4-67; after trial a judgement was imposed against City of Newark in amount of \$60. and \$15. court costs. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bo.

Resolution authorizing Director of Engineering to execute Contract 87-04, Wilson Avenue Flood Relief with Della Volpe Brothers, 16 Morse Place, Belleville, lowest responsible bid, for total sum of \$11,050., in accordance with specifications; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in net amount not to exceed an additional \$1,200.; funds provided in 1987 Budget. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bp.

Resolution authorizing Finance Director to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$666,541.54 for overpayments carried on books and records of Tax Collector by reason of County Board Judgements, Tax Court Judgements, Senior Citizen Allowances and Cash Overpayments for years 1982, 1983, 1984, 1985, 1986 and 1987. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bq.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Miscellaneous Revenue, sum of \$55,800. Relocation Assistance Program. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-br.

Temporary emergency resolution appropriating \$55,800., Relocation Assistance Program; said emergency funds have been provided in 1987 Budget. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bs.

Resolution appointing Robert Benjamin Helton, Constable for a term commencing April 15, 1987 and ending April 14, 1988.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bt.

Resolution appointing Allen Snow, Jr., Constable for a term commencing April 15, 1987 and ending April 14, 1988.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bu.
(A.S.)

Resolution recognizing and commending the Holy Temple Church of Newark, New Jersey for its contributions which have enhanced the religious and social fabric of the Greater Newark Community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bv.
(A.S.)

Resolution supporting the Ironbound Educational and Cultural Center's Ironbound Gateway Development Project and Local Development Financing Fund application to the New Jersey Department of Commerce and Economic Development.

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bw.
(A.S.)

Resolution strongly supporting the University of Medicine and Dentistry of New Jersey's proposed liver transplantation program within the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bx.
(A.S.)

Resolution recognizing and commending Dr. Gloria Bonilla-Santiago for her outstanding contributions to the Hispanic community and selecting her as "Hispanic Woman of the Month of April, 1987"

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

April 15, 1987

**7-R-by.
(A.S.)** **Resolution recognizing and commending Saint James Hospital on the occasion of its Fifth Annual Dinner Dance held April 11, 1987.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-bz.
(A.S.)** **Resolution recognizing and commending Mr. James Spellman a good samaritan, for his heroic deed and cooperation with the Essex County Prosecutor.**

(For action on this resolution, see page 2 in the minutes of this meeting)

**7-R-ca.
(A.S.)** **Resolution recognizing and commending Mr. Everett C. Lattimore for his many years of dedicated and exemplary public service to the residents of the City of Plainfield, New Jersey.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-cb.
(A.S.)** **Resolution recognizing and commending Grace Temple Missionary Baptist Church in Newark, New Jersey on the occasion of its Holy Week Revival Crusade held April 12-17, 1987.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-cc.
(A.S.)** **Resolution appointing John Martin, Commissioner of the Housing Authority for term commencing April 21, 1987 and ending April 20, 1992.**
(Mr. Martin met with the Council April 14, 1987)

(For action on this resolution, see pages 8 and 9 in the minutes of this meeting)

**7-R-cd.
(A.S.)** **Resolution designating April 1987 as "CHILD ABUSE PREVENTION MONTH" in the City of Newark.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-ce.
(A.S.)** **Resolution recognizing and commending Mr. James Wallace, Executive Director of the International Youth Organization, and his wife, Carolyn, for their successful efforts to mobilize community opposition to the use of crack and other narcotics.**

(For action on this resolution, see pages 2 and 3 in the minutes of this meeting)

April 15, 1987

**7-R-cf.
(A.S.)** Resolution recognizing and commending Mr. Elton E. Hill on the occasion of his retirement from the public sector after many years of distinguished service to the residents of this fair city.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-cg.
(A.S.)** Resolution ratifying "Resolution providing for the reading of the Budget for the Tax Year 1987 by its title," 7-R-a(S) April 10, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-ch.
(A.S.)** Resolution authorizing Mayor and Director of Development to enter into contract with Brody, Chaiken, Izenberg and Associates, 293 Eisenhower Parkway, Livingston, New Jersey, for conducting an appraisal of Blocks and Lots more specifically described in subject proposal, located within the redevelopment area entitled "University Heights," \$6,650. and a per diem as set forth in attached schedule for period not to exceed 12 months. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service", pursuant to 40A:11-5(1)(a) of the Local Public Contracts Law)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-cj.
(A.S.)** Resolution recognizing and commending the Down Neckers Civic Association for its contributions to the Newark Community.

A motion to adopt the resolution was made by President Martinez, Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-cj.
(A.S.)** Resolution ratifying submittal of a Supplemental Safe Neighborhoods Program matching grant application for police officers to New Jersey Department of Community Affairs on March 27, 1987; further, authorizing Mayor and Local Administration of the Supplemental Safe Neighborhoods Program to file a supplemental Safe Neighborhoods Program application (Utilization Report) in amount of \$1,325,809.97 with New Jersey Department of Community Affairs FY 1987; \$331,452.49 will be matched from 1987 Municipal Budget of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ck.
(A.S.)

Resolution amending Resolution 7-R-bf June 25, 1986, Grant with United States Department of Housing and Urban Development (HUD), for period June 25, 1986 until completion of all closeout procedures and final settlement, \$1 million, to partially finance the construction of an approximately 156,000 square foot building located at 614 Frelinghuysen Avenue by deleting Exhibits A through F in their entirety and substituting new Exhibits A through F in lieu thereof; Resolution amending Resolution 7-R-cf (AS) October 15, 1986, agreement with NEDC Financial Management Corporation and Elgin Realty Urban Renewal Company for purpose of transferring grant funds to NEDC Financial Management Corporation in sum of \$1 million for purpose of making a loan to Elgin Realty Urban Renewal Company for construction of 156,000 square foot building at 614 Frelinghuysen Avenue and purchase and installation of capital equipment by authorizing Director of Department of Development to make the corresponding changes in the contract.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cl.
(A.S.)

Resolution recognizing and commending Mr. Thomas H. McCloud on his recent appointment as Director of the Office of Membership Services for the National League of Cities.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cm.
(A.S.)

Resolution recognizing and commending Mr. John Carlton, former Deputy Director of the Newark Watershed Conservation and Development Corporation, for his many years of outstanding service to the City of Newark.

(For action on this resolution, see page 3 in the minutes of this meeting)

7-R-cn.
(A.S.)

Resolution authorizing Director of Engineering to execute and enter into contract with Intergrated Information Systems, lowest responsible proposal submitted, for purpose of preparing requirement study, develop computer software implementing software on City IBM 4341 Hardware, converting City files to data base management systems, training of City personnel, assisting City in preparation of specifications for digitization of existing aerial photograph, acquisition of and installing addital harware and peripherals, and digitization of existing City data, files and maps; for total amount of \$213,000., for period of two years; further authorizing Director of Engineering to execute Change Orders as needed to complete this initial phase of Contract, in net amount not to exceed additional \$7,500.; funds provided in 1987 Capital Improvements Budget.

(Copy of resolution and correspondence submitted to each member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

April 15, 1987

7-R-co.
(A.S.)

Resolution authorizing Mayor to execute contract with Perillo and Rosenberger, Esqs., One South New York Avenue, Suite 810, Atlantic City, New Jersey 08401, for purpose of representing Mayor's office in litigation entitled "Council of the City of Newark vs. Sharpe James, Mayor",; amount of contract shall not exceed \$10,000. (For purpose of obtaining a judicial decision as to the powers of the Executive and Legislative branches of government in the sale and disposition of city-owned real property) (Contract awarded without competitive bidding, pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cp.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 766, Lots 1, 2, 3, 4, 44, 42, 41, 39, 37 and 36, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of Laws of 1949 of New Jersey (N.J.S.A. 40:55-21. et seq.)

(712-736 Broadway)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cq.
(A.S.)

Resolution amending Resolution 7-R-cy (A.S.), September 3, 1986, authorizing contract with Roseville Coalition Inc., for purpose of continuing home repair and rehabilitation project with training component for benefit of low and moderate income neighborhood residents of West Ward, for period September 6, 1986 through June 30, 1987, by increasing amount of contract from \$41,667 to \$69,667. and by including provisions that an initial inspection, work write-up final cost estimate and schedule of rehabilitation work to be performed on properties must receive final approval from Department of Development before work is commenced.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cr.
(A.S.)

Resolution amending Resolution 7-R-cx (A.S.), September 3, 1986, authorizing contract with Coalition Six Inc., for purpose of continuing Housing Rehabilitation Demonstration Program for low and moderate income families in accordance with Title I eligible activities, for period September 6, 1986 through June 15, 1987, by increasing amount of contract from \$41,667. to \$69,667. and by including provision that an initial inspection, work write-ups, final cost estimate and schedule of rehabilitation work to be performed on properties must receive final approval from Department of Development before work is commenced.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-cs.
(A.S.)

Resolution recognizing and commending various Newark citizens on their successful completion of the Basic Auxiliary Police Course at the Newark Police Academy.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-ct.
(A.S.)

Resolution endorsing submittal of application by YMCA of Newark for grant to New Jersey Department of Community Affairs under the Emergency Shelter Grants Program in accordance pertinent terms, conditions and requirements.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

MOTIONS.

/ 7-M-a.

A MOTION EXTENDING CONGRATULATIONS AND BEST WISHES TO MR. AND MRS. JULIO CESAR RAMOS ON THE HAPPY OCCASION OF THEIR 25TH WEDDING ANNIVERSARY TO BE CELEBRATED ON SUNDAY, APRIL 26, 1987 AT OUR LADY OF FATIMA CHURCH IN NEWARK, NEW JERSEY was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-b.

A MOTION SUPPORTING THE 7TH ANNUAL SAVE PUBLIC HOUSING DAY TO BE HELD IN WASHINGTON, D.C. ON MAY 13, 1987, BY THE NATIONAL TENANTS ORGANIZATION was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-c.

A MOTION REQUESTING THE LAW DEPARTMENT TO PREPARE THE APPROPRIATE LEGISLATION PROVIDING FOR A MINIMUM ANNUAL LICENSING FEE OF \$100. FOR THE APPOINTMENT OF SPECIAL POLICE OFFICERS; FURTHER, REQUIRING SPECIAL POLICE OFFICERS TO REIMBURSE THE NEWARK POLICE DEPARTMENT FOR THE COST OF SAID TRAINING SERVICES was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-d.

A MOTION TO ASSESS THE FEASIBILITY FOR PROVIDING HCDA FUNDS FOR NORTH JERSEY COMMUNITY UNION was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

1052

7-M-e.

A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION FOR THE MAY 6, 1987 AGENDA OF THE MUNICIPAL COUNCIL COMMENDING DEBORAH P. SMITH, ON HER RECENT SELECTION AS RESIDENT EDITOR OF THE NEW JERSEY AFRO-AMERICAN NEWSPAPER was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-f.

A MOTION DIRECTING CITY CLERK TO ADVERTISE ORDINANCE PROHIBITING THE PLAYING OF LOUD RADIOS; FURTHER, REQUESTING THE POLICE DIRECTOR TO PROVIDE FOR THE STRICT ENFORCEMENT OF THIS ORDINANCE, AND REQUESTING THE EXECUTIVE SUPERINTENDENT OF SCHOOLS TO ASSIST IN MAKING STUDENTS AWARE OF THE ORDINANCE RESTRICTIONS was made by the Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-g.

A MOTION EXTENDING CONGRATULATIONS AND SINCERE BEST WISHES TO MALCOLM GEORGE, RAYMOND STABILE AND LOUIS TURCO, JR., ON THEIR RECENT ELECTION TO THE NEWARK BOARD OF EDUCATION was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-h.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. PERCY BRADLEY, FATHER OF DONALD BRADLEY, CHAIRMAN OF THE ALCOHOLIC BEVERAGE COMMISSION BOARD was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-i.

A MOTION REQUESTING THE STATUS OF THE INSTALLATION OF STREET LIGHTS WITHIN THE CENTRAL WARD FROM DIRECTOR OF ENGINEERING ZACH was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-j.

A MOTION REQUESTING A STATUS REPORT ON THE INSTALLATION OF STREET SIGNS THROUGHOUT THE CITY INCLUDING A SCHEDULE AND TIME FRAME FOR THEIR POSTING FROM DIRECTOR OF ENGINEERING ZACH was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-k.

A MOTION REQUESTING THE APPROPRIATE OFFICIALS TO INSPECT AND PROVIDE THE NECESSARY REHABILITATION TO WILLIAM M. ASHBY/WALLACE PARK; FURTHER, REQUESTING THE DESIGN OF MONUMENT IN HONOR OF MR. WILLIAM M. ASHBY TO BE PLACED AT THAT SITE was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

COMMUNICATIONS AND PETITIONS.

1053

COMMUNICATIONS.

- 8-a. The City Clerk presented Communication from Business Administrator Monteilh, received March 27, 1987, enclosing proposed "Ordinance providing for the vacation of Boston Street, as laid out 60 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of South Orange Avenue to 25 feet northerly."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 6, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-b. The City Clerk presented Communication from Business Administrator Monteilh, received April 3, 1987, enclosing proposed "Ordinance ratifying and authorizing the execution of a lease agreement between the Leaguers, Inc., Landlord, and the City of Newark, Tenant, for the leasing of premises commonly known as 731 Clinton Avenue, Block 3010, Lot 43, for the sum of \$23,760., per year for a period of (12) twelve months."
(South Ward Senior Citizen Center)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 6, 1987 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-c. The City Clerk presented Communication from Business Administrator Monteilh, received April 3, 1987, enclosing proposed "Ordinance ratifying and authorizing the execution of a lease agreement between Salvation Army, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 138 Clifford Street, Block 972, Lot 25, for the sum of \$11,220. per year for a period of twelve (12) months."
(Ironbound Senior Citizen Center)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 6, 1987 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-d. The City Clerk presented Communication from Business Administrator Monteilh, received April 3, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Law and establishing salaries therefor,' (6-S & F-g) adopted May 4, 1977 as amended and supplemented. (To create the title of Senior Receptionist, Typing.)"
(Senior Receptionist, Typing
(35 Hours) \$12,776 - \$15,531.30)
(New title being created in Law Department. Represented by Essex Council #1, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 6, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received April 7 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor', (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To create the title of Principal Budget Examiner)."

(Principal Budget Examiner

(37½ Hours)

\$26,650.31 - \$32,393.17)

(Creating title inadvertently omitted from master ordinance on August 11, 1986. Grant funded position was formerly under Community Development Administration (M.P.D.O.). Represented by Essex Council #1, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-f.
(A.S.)

The City Clerk presented Communication from Acting Business Administrator Grant, received April 14, 1987, enclosing proposed "Ordinance approving the sale of premises commonly known as 30-32 Walnut Street, Block 880, Lots 1, 3; 44-46 Walnut Street, Block 880, Lot 11; 281 Mulberry Street, Block 880, Lot 27; 285-87, 289 and 291 Mulberry Street, Block 880, Lots 30, 32 and 33, pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1)."

(To be sold to the United States Government through the General Services Administration by private sale for amount of \$218,000; fair market value independently appraised by City at \$188,000.; from proceeds of sale all outstanding liens and encumbrances to be paid not to exceed \$30,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 6, 1987 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Payne, through the chair, requested the City Clerk to communicate with Senator Lautenberg requesting favorable consideration to a plan whereby the City will receive payment in lieu of taxes for federal buildings in the City of Newark

8-g.
(A.S.)

The City Clerk presented Communication from Acting Business Administrator Glenn Grant, received April 14, 1987, enclosing proposed "Ordinance amending Title 2, Administration, Chapter 2, Offices of the Mayor and Agencies, Section 40.4 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By establishing rules and procedures for minority business enterprises and women business enterprise set-aside program)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 6, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-h.
(A.S.)

The City Clerk presented Communication from Acting Business Administrator Grant, received April 14, 1987, enclosing proposed "Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1985 and 1986, on property owned by New Life Deliverance Church and located at 94-100 Grafton Avenue, Block 766, Lot 20, Newark, New Jersey."

(\$1,836.78 including applicable fees and interest for year 1985; failed to file statement requesting tax exempt status.)

(Copy of ordinance and correspondence submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the May 6, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

8-i.
(A.S.)

The City Clerk presented **Communication from Acting Business Administrator Grant, received April 15, 1987, enclosing proposed "Ordinance approving the redevelopment and the feasibility of relocation for City Tax Block 766, Lots 1, 2, 3, 4, 44, 42, 41, 39, 37 and 36"**

(712-736 Broadway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the May 6, 1987 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

Communication from Business Administrator Monteilh, received March 9, 1987, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Malvern Street."

(Malvern Street - north side, beginning at the westerly curblin of Pulaski Street and extending 90 feet westerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Does not require Approval of Department of Transportation)

(Engineering Director Zach met with the Council April 14, 1987)

A motion to table the ordinance was made by President Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from March 24, 1987 to April 7, 1987:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. John's Ukranian Catholic Church	9667 (Amended)
Saint Alyosius Church General Committee	9723
Parent Association of St. Benedict's Elementary School	9725
St. Francis Xavier Roman Catholic Church	9727

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Urban League Guild of Essex County, New Jersey	9715
Camden Street School, Parent Teachers Association	9719
North Ward Center, Inc.	9720
St. Martin DePorres Education Association of Queen of Angels	9721
Newark Renaissance House, Inc.	9722
Berean Baptist Church	9724
Parent Association of St. Benedict Elementary School	9728
Our Lady of Fatima Church	9729

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Grant.

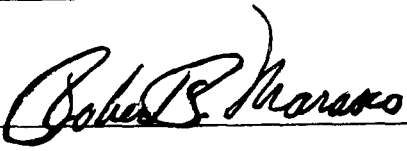
President Martinez extended a Happy Easter and a Happy Passover on behalf of the Members of the Municipal Council to the residents of the City of Newark.

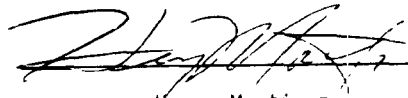
ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Grant.

This meeting adjourned at 11:25 P.M.

APPROVED:


 Robert P. Marasco
 City Clerk


 Henry Martinez
 President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 11:50 A. M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Harris, Villani, President Martinez,
City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Grant, Payne, Rice, Tucker.

City Clerk Marasco read letter, dated April 16, 1987, from President Henry Martinez, calling for a special meeting of the Municipal Council for Monday, April 20, 1987, at 11:00 A. M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, to consider the following legislation:

Ordinance amending Title 23, Traffic and Parking, Chapter 5, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To add a new section prohibiting parking within twenty feet of any refuse containers). (6-F-o deferred April 15, 1987)

Special Police.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on April 16, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a. (S)

The City Clerk read **An ordinance amending Title 23, Traffic and Parking, Chapter 5, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented (To add a new section prohibiting parking within twenty feet of any refuse containers) (Copy of ordinance and correspondence submitted to each Member of the Council)**

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Villani, President Martinez.
Absent: Councilmen Grant, Payne, Rice, Tucker.

RESOLUTIONS.

7-R-a. (S)

Resolution appointing 176 Special Police Officers for year ending December 31, 1987.

A motion to amend the resolution by adding thereto three names: "Louis Walker, Patrick Kornegay and Roger Antonio Lee" was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Villani, President Martinez.
Absent: Councilmen Grant, Payne, Rice, Tucker.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Villani, President Martinez.
Absent: Councilmen Grant, Payne, Rice, Tucker.

A motion to recess this meeting to Tuesday, April 21, 1987 at 11:00 A. M., or soon thereafter as practical to consider Ordinance 6-F-a(S) in the minutes of this meeting was made by the Council of the Whole and adopted by the following votes:

1058

April 20, 1987

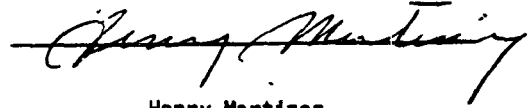
Yes: Councilmen Branch, Carrino, Harris, Villani, President Martinez.
Absent: Councilmen Grant, Harris, Rice, Tucker.

This meeting adjourned at 11:55 A. M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

Newark, New Jersey, April 21, 1987

An adjourned meeting of a special meeting of April 20, 1987 of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Chamber, City Hall, Newark, New Jersey, at 11:00 A. M.

City Clerk Marasco called the meeting to order and asked for roll call at 3:30 P. M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

City Clerk Marasco read letter dated April 16, 1987, from Council President Henry Martinez, calling for a special meeting of the Municipal Council for Monday, April 20, 1987, at 11:00 A. M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, to consider the following legislation:

Ordinance amending Title 23, Traffic and Parking, Chapter 5, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To add a new section prohibiting parking within twenty feet of any refuse container). (6-F-o deferred April 15, 1987)

Special Police. (This resolution was adopted at a special meeting April 20, 1987)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on April 16, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, a majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another hour or day."

City Clerk Marasco directed the item called for in the special be placed on the agenda of the regular meeting of May 6, 1987.

This meeting adjourned at 3:31 P. M.

APPROVED:



Robert P. Marasco
City Clerk

APRIL 21, 1987

Newark, New Jersey, April 23, 1987

1060

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey at 1:10 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Harris, President Martinez, Deputy City Clerk Mark E. Davis, Deputy Clerk of the Municipal Council.
Absent: Councilmen Payne, Rice, Tucker, Villani.

Deputy City Clerk Davis read letter dated April 15, 1987, from Council President Henry Martinez, calling for a special meeting of the Municipal Council for Thursday, April 23, 1987, at 1:00 P.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, to consider the following legislation:

Resolution authorizing Mayor and Business Administrator to file application for a Community Development Block Grant in amount of \$10,742,000. with United States Department of Housing and Urban Development, in Compliance with federal regulations governing aid grant applications.

Resolution determining the amount necessary for current expenses of the Newark School District for the school year 1987-1988 in order to provide for a thorough and efficient system of school to be and the contribution of the City of Newark to be

Deputy City Clerk Davis stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on April 15, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a. (S) **Resolution determining the amount necessary for current expenses of the Newark School District for the school year 1987-1988 in order to provide for a thorough and efficient system of schools to be \$334,899,386. and the contribution of the City of Newark to be \$62,345,152.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, President Martinez.
Absent: Councilmen Payne, Rice, Tucker, Villani.

President Martinez, on behalf of the Members of the Municipal Council, requested the City Clerk to communicate with the Mayor requesting him to call a special meeting of the Board of School Estimate to discuss capital budget projects.

7-R-b. (S) **Resolution authorizing Mayor and Business Administrator to file application for a Community Development Block Grant in amount of \$10,742,000. with United States Department of Housing and Urban Development, in Compliance with federal regulations governing aid grant applications.**
(Copy of resolution and correspondence submitted to each Member of the Council)

APRIL 23, 1987

April 23, 1987

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, President Martinez.
Absent: Councilmen Payne, Rice, Tucker, Villani.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, President Martinez.
Absent: Councilmen Payne, Rice, Tucker, Villani.

This meeting adjourned at 1:14 P.M.

APPROVED:

Mark E. Davis

Mark E. Davis
Deputy City Clerk

Henry Martinez

Henry Martinez
President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:10 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Councilman Earl Harris.

President Martinez called the meeting to order and asked for roll call.

Present: Councilman Branch, Carrino, Harris, Payne, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Audrey Davidson, Detective James Reed, Sergeant-At-Arms.

Absent: Councilmen Grant, Rice, Tucker, Villani.

(Councilman Tucker arrived 1:14 P. M.)

(Councilman Rice arrived 1:25 P. M.)

(Councilwoman Villani arrived 1:26 P. M.)

(Councilman Grant arrived 1:29 P. M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April 30, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

(Councilman Tucker arrived 1:14 P. M.)

A motion to consider Item 8-w (A.S.) on Ordinances on First Reading at this time was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, President Martinez.

Absent: Councilmen Grant, Rice, Villani.

/ 6-F-k.

The City Clerk read An ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require applicants for a marriage license to obtain a serological test for antibodies to Human T-Cell Lymphotropic Virus, Type III (HLTV-III), the causative agent of Acquired Immuno-deficiency Syndrome (AIDS).

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, President Martinez.

Not Voting: Councilman Tucker.

Absent: Councilmen Grant, Rice, Villani.

President Martinez: The yeases are five, the noes are none, one not voting and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20, 1987.

President Martinez stated AIDS has become an epidemic in Newark and throughout the state. He said it is in the best interests of the applicants and their offspring that the AIDS test be administered.

Councilman Tucker felt such tests will impose upon the privacy of those persons who might test positive and the test record will now become a public document in the City Clerk's Office open to public scrutiny.

1063

Councilman Harris stated he is for "a healthy family and better life" for Newark residents and that he supports this with the interest of the citizens in mind.

Councilman Carrino said many residents of Newark do not go for regular medical checkups because of their "poor economic condition" and suggested that the test could reveal the presence of the life-threatening disease before it is too late.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- / 4-a. The City Clerk presented **Copy of Minutes of Meeting of Board of Trustees of Newark Public Library, held March 25, 1987.**
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Grant, Rice, Villani.
- / 4-b. The City Clerk presented **Copy of Minutes of Meeting of Private Meeting of Board of Trustees of Newark Public Library, held March 25, 1987.**
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Grant, Rice, Villani.
- √ 4-c. The City Clerk presented **Copy of Minutes of Meeting of Special Private Meeting of Board of Trustees of Newark Public Library, held March 31, 1987.**
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Grant, Rice, Villani.
- / 4-d. The City Clerk presented **Copy of Minutes of Meeting of Private Meeting of Board of Trustees of Newark Public Library, held March 31, 1987.**
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Grant, Rice, Villani.
- / 4-e. The City Clerk presented **Copy of Minutes of Meeting of Board of Adjustment, held March 10, 1987.**
(Copy submitted to each Member of the Council)
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Grant, Rice, Villani.
- / 4-f. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held March 19, 1987.**
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Grant, Rice, Villani.

/ 4-g.

The City Clerk presented **Copy of Minutes of Meeting of Housing Authority of Newark, held March 19, 1987.** 1064

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Grant, Rice, Villani.

/ 4-h.

The City Clerk presented **Copy of Minutes of Meeting of Joint Meeting Maintenance, held March 19, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Grant, Rice, Villani.

/ 4-i.

The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held March 12, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Grant, Rice, Villani.

/ 4-j.

The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held March 12, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Grant, Rice, Villani.

/ 4-k.

The City Clerk presented **Interim Report of City of Newark, for three months ended March 31, 1987, submitted by Samuel Klein and Company, Certified Public Accountants.**

(Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made thereon to the Council was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Grant, Rice, Villani.

/ 4-l.

The City Clerk presented **Report of Office of the City Clerk, for the month of January, 1987.**

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Grant, Rice, Villani.

/ 4-m.

The City Clerk presented **Report of Office of the City Clerk, for the month of February, 1987.**

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Grant, Rice, Villani.

- / 4-n. The City Clerk presented Report of Office of the City Clerk, for the month of March, 1987.

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, President Martinez.
 Absent: Councilmen Grant, Rice, Villani.

- / 4-o. The City Clerk presented 1986 Tax Sale Exclusion Report, submitted by Tax Collector Joseph.

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, President Martinez.
 Absent: Councilmen Grant, Rice, Villani.

- / 4-p. The City Clerk presented 1986 Annual Report of Police Department.

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, President Martinez.
 Absent: Councilmen Grant, Rice, Villani.

At this time, Councilman Harris assumed the seat as Temporary President.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

Temporary President Harris called for ordinances on first reading.

- / 6-F-a. The City Clerk read An ordinance requiring mandatory separation, at the source, of recyclables for the purpose of collection and sale by the city.
 (Curbside Program for separation of commercially generated used corrugated containers in the Central Business District and household generated recyclables, specifically, used newspapers, glass bottles, food and beverage cans from the residences of the City of Newark for the purpose of recycling.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Director of Engineering Zach met with the Council February 17, 1987)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Engineering Director Zach to meet with the Council at its pre-meeting conference May 19, 1987 to discuss this matter was made by Temporary President Harris, seconded by Councilman Carrino and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Tucker, Temporary President Harris.
 Absent During Roll Call: President Martinez.
 Absent: Councilmen Grant, Rice, Villani.

- / 6-F-b. The City Clerk read An ordinance providing for the vacation of Boston Street, as laid out 60 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of South Orange Avenue to 25 feet northerly.

(Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Branch and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Tucker, Temporary President Harris.
 Absent During Roll Call: President Martinez.
 Absent: Councilmen Grant, Rice, Villani.

Temporary President Harris: The yeses are five, the noes are none, one absent during roll call and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on May 20, 1987.

6-F-c.

The City Clerk read **An ordinance ratifying and authorizing the execution of a lease agreement between the Leaguers, Inc., Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 731 Clinton Avenue, Block 3010, Lot 43, for the sum of \$23,760. per year for a period of twelve (12) months.**

(South Ward Senior Citizen Center)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Tucker, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilmen Grant, Rice, Villani.

Temporary President Harris: The yeses are five, the noes are none, one absent during roll call and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on May 20, 1987.

A motion to consider Resolution 7-R-by (A.S.) at this time was made by Councilman Branch, seconded by Temporary President Harris and declared by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Tucker, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilmen Grant, Rice, Villani.

7-R-by.
(A.S.)

Resolution recognizing and commending the Finalists and 1st, 2nd and 3rd Place Winners of a City-wide Spelling Bee Tournament for 3rd Graders sponsored by the Newark Board of Education and Project Pride Inc.

A motion to adopt the resolution was made by Councilman Branch, seconded by Temporary President Harris and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Tucker, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilmen Grant, Rice, Villani.

Councilman Branch read and presented suitably inscribed resolutions to the winners of the Spelling Bee Tournament. Those present were Jackie Masquera - Oliver Street School (Winner), Leticia Gardner - Fourteenth Avenue School (1st Runner-Up), Mikal Wazeerud-Din - Warren Street School (2nd Runner Up), Jessica Perez - Dr. William Horton School (Finalist), Fatimah Provillon - Harriet Tubman School (Finalist), Kamelia Rogers - Belmont Runyon School (Finalist), Shanika Minnegan - Hawthorne Avenue School (Finalist).

All of the Members of the Council expressed their congratulations to the students and their parents.

(Councilman Rice arrived at 1:25 P. M.)

(Councilwoman Villani arrived at 1:26 P. M.)

(Councilman Grant arrived 1:29 P. M.)

A motion to consider Item 8-t at this time was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

1067 / 8-t.

The City Clerk presented Communication from Business Administrator Monteilh, received April 9, 1987, enclosing proposed "Ordinance to amend Section 27:3-28, Use Regulations of Chapter 3, Article 6, Second Business Districts Regulations, and Section 27:3-44, of Chapter 3, Article 9, First Industrial District Regulations of Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To prohibit ship building.)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the ordinance to Administration was made by President Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilman Rice.

(A lengthy discussion was held by the Members of the Municipal Council.)

A motion to consider Resolution 7-R-bp (A.S.) at this time was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bp.

Resolution recognizing and commending Mr. Burnett Curtis Grayson III for his act of heroism on March 22, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Branch read and presented, on behalf of the Members of the Municipal Council, a suitably inscribed resolution to Mr. Burnett Curtis Grayson III.

Mr. Grayson expressed his gratitude to the Members of the Municipal Council for honoring him with the presentation of this resolution.

A motion to consider Resolution 7-R-cc, (A.S.), April 1, 1987, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Resolution recognizing and commending various citizens (5) for their many positive contributions to the Senior Citizens of the Greater Newark Community.

President Martinez read and Councilman Branch presented suitably inscribed resolutions, on behalf of the Members of the Municipal Council, to Kitty V. Taylor - United Community Corporation, Philip Orlando - Newark Office on Aging, Arlene Presley, Vernell Williams and William Blakely - Philip Brothers Inc.

Ms. Taylor and Mr. Blakely thanked the Municipal Council, on behalf of the members, for the presentation of this resolution.

A motion to consider Resolution 7-R-i at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-i.

Resolution recognizing and commending Mr. Leo Schwarz, Assistant Corporation Counsel, for his many years of exceptional service and conveying best wishes to him on the occasion of his retirement after 54 years of faithful and dedicated service to the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Tucker read and presented a suitably inscribed resolution, on behalf of the Members of the Council, to Leo Schwarz.

Members of the Council expressed their sincere appreciation to Mr. Schwarz for his many years of dedicated service and wished him a happy retirement.

Mr. Schwarz expressed his gratitude to the Members of the Municipal Council for honoring him with the presentation of this resolution.

6-F-d.

The City Clerk read An ordinance ratifying and authorizing the execution of a lease agreement between the Salvation Army, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 138 Clifford Street, Block 972, Lot 25, for the sum of \$11,220. per year for a period of twelve (12) months.

(Ironbound Senior Citizen Center)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20, 1987.

6-F-e.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6-S & F-g) adopted May 4, 1977 as amended and supplemented. (To create the title of Senior Receptionist, Typing.)

(Senior Receptionist, Typing)

(35 Hours)

\$12,776 - \$15,531.30)

(New title being created in Law Department. Represented by Essex Council

#1, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

6-F-f.

The City Clerk read An ordinance approving the sale of premises commonly known as 30-32 Walnut Street, Block 880, Lots 1, 3; 44-46 Walnut Street, Block 880, Lot 11; 281 Mulberry Street, Block 880, Lot 27; 285-87, 289 and 291 Mulberry Street, Block 880, Lots 30, 32 and 33, pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).

(To be sold to the United States Government through the General Services Administration by private sale for amount of \$218,000; fair market value independently appraised by City at \$188,000.; from proceeds of sale all outstanding liens and encumbrances to be paid not to exceed \$30,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20, 1987.

1063 / 6-F-g.

The City Clerk read An ordinance amending Title 2, Administration, Chapter 2, Offices of the Mayor and Agencies, Section 40.4 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By establishing rules and procedures for minority business enterprises and women business enterprise set-aside program)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20, 1987.

/ 6-F-h.

The City Clerk read An ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1985 and 1986, on property owned by New Life Deliverance Church and located at 94-100 Grafton Avenue, Block 766, Lot 20, Newark, New Jersey.

(\$1,836.78 including applicable fees and interest for year 1985; failed to file statement requesting tax exempt status.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20, 1987.

/ 6-F-i.

The City Clerk read An ordinance approving the redevelopment and the feasibility of relocation for City Tax Block 766, Lots 1, 2, 3, 4, 44, 42, 41, 39, 37 and 36.

(712-736 Broadway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20, 1987.

/ 6-F-j.

The City Clerk read An ordinance amending Title 23, Traffic and Parking, Chapter 5, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To add a new section prohibiting parking within twenty feet of any refuse containers).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at its May 19, 1987 pre-meeting conference was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

May 6, 1987

6-F-k.
(A.S.)

The City Clerk read An ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require applicants for a marriage license to obtain a serological test for antibodies to Human T-Cell Lymphotropic Virus, Type III (HTLV-III), the causative agent of Acquired Immuno-deficiency Syndrome (AIDS). 1070

(For action on this ordinance, see pages 1 and 2 in the minutes of this meeting.)

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinance on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the year 1985 and a refund of taxes paid to date for 1985 on property owned by SBC Mission Church of God in Christ and located at 661 Dr. Martin Luther King Boulevard, Block 2530, Lot 12, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, SBC Mission Church of God In Christ, is a New Jersey corporation organized under Title 16, of New Jersey statutes as a religious non-profit corporation; and

WHEREAS, SBC Mission Church of God In Christ, purchased property located at 661 Dr. Martin, Block 2530, Lot 12, Newark, New Jersey; and

WHEREAS, the premises located at 661 Dr. Martin Luther King Boulevard have been used from the date of acquisition exclusively for religious and charitable purposes; and

WHEREAS, the aforesaid properties have at all times been entitled to exemption from payment of real property taxes as set forth in the exemption statement; and

WHEREAS, SBC Mission Church of God In Christ, represents that it failed to file an exemption statement for the year 1985; and

WHEREAS, the Tax Assessor did not grant tax exempt status to the property located at 661 Dr. Martin Luther King Boulevard for the year 1985 because SBC Mission Church of God In Christ, did not properly and timely file an initial statement requesting an exemption for 1985; and

WHEREAS, N.J.S.A. 54:4-3.6c provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why a timely claim was not filed, return all taxes collected on property owned by one or more associations or corporations organized exclusively for charitable or religious purposes, which would have been exempt pursuant to N.J.S.A. 54:4-3.6c had timely claim been made therefore; and

WHEREAS, there are due and owing taxes in the amount of \$857.28 plus applicable fees and interest for the year 1985 on the property located at 661 Dr. Martin Luther King Boulevard, Block 2530, Lot 12; and

WHEREAS, SBC Mission Church of God In Christ partially paid taxes in the amount of \$956.08 for 1985 on the property located at 661 Dr. Martin Luther King Boulevard, Block 2530, Lot 12; and

1071
NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That by copy of this Ordinance, the Tax Assessor of the City of Newark, be and is hereby authorized to remove the tax assessment, for year 1985, on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. That the Tax Collector of the City of Newark cancel taxes in the amount of \$1,813.36, including applicable fees and interest for the year 1985 on the property noted above, owned by SBC Mission Church of God In Christ pursuant to the provisions of N.J.S.A. 54:4-3.6c.

3. That the Tax Collector refund taxes paid in the amount of \$956.08 on the property noted above pursuant to the applicable provisions of N.J.S.A. 54:4-3.6c.

4. This ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. ROSE DAVIS-BELL, PRESIDENT, SBC MISSION CHURCH OF GOD IN CHRIST, 1000 LAKE REGENCY DRIVE, APT. 304, COLLEGE PART, GEORGIA, 30309, addressed the Municipal Council with respect to receiving monies owed to her by the City of Newark.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the year 1986 on property owned by Greater Mount Moriah Baptist Church and located at 836-838 Clinton Avenue, Block 3079, Lot 60, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Greater Mount Moriah Baptist Church, is a New Jersey corporation organized under Title 16, of New Jersey statutes as a religious non-profit corporation; and

WHEREAS, Greater Mount Moriah Baptist Church, purchased property located at 836-838 Clinton Avenue, Block 3079, Lot 60, Newark, New Jersey; and

WHEREAS, the premises located at 836-838 Clinton Avenue have been used from the date of acquisition exclusively for religious and charitable purposes; and

May 6, 1987

1072

WHEREAS, the aforesaid properties have at all times been entitled to exemption from payment of real property taxes as set forth in the exemption statement; and

WHEREAS, Greater Mount Moriah Baptist Church, represents that it failed to file an exemption statement for the year 1986; and

WHEREAS, the Tax Assessor did not grant tax exempt status to the property located at 836-838 Clinton Avenue for the year 1986 because Greater Mount Moriah Baptist Church, did not properly and timely file an appropriate exemption statement

WHEREAS, N.J.S.A. 54:4-3.6c provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why a timely claim was not filed, return all taxes collected on property owned by one or more associations or corporations organized exclusively for charitable or religious purposes, which would have been exempt pursuant to N.J.S.A. 54:4-3.6c had timely claim been made therefore; and

WHEREAS, there are due and owing taxes in the amount of \$5,850.00 plus applicable fees and interest for the year 1986 on the property located at 836-838 Clinton Avenue, Block 3079, Lot 60:

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That by copy of this Ordinance, the Tax Assessor of the City of Newark, be and is hereby authorized to remove the tax assessment, for year 1986, on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. That the Tax Collector of the City of Newark cancel taxes in the amount of \$5,850.00, including applicable fees and interest for the year 1986 on the property noted above, owned by Greater Mount Moriah Baptist Church pursuant to the provisions of N.J.S.A. 54:4-3.6c.

3. This ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

A lengthy discussion was held by the Members of the Municipal Council.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Councilman Rice through the Chair requested the City Clerk to communicate with Corporation Counsel Grant requesting he research and submit recommendations and appropriate legislation concerning exemption from taxes for churches.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Health and Human Services and establishing salaries therefor" (6-S & F-x) adopted July 16, 1986, as amended and supplemented, (To delete the title of Senior Citizen Program Aide II in the Department of Health and Human services).

(Deleting title in Department of Health and Human Services. Position has not been funded. Program has been abolished.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Health and Human Services and establishing salaries therefor," (6S&Fx) adopted July 16, 1986, as amended and supplemented thereto, be and the same is hereby amended by deleting the title of Senior Citizen Program Aide II, as follows, to wit:

POSITION

Senior Citizen Program Aide II
(20 Hrs.)
A514

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented. (To delete the title of Bookkeeper, Insurance Fund Commission in the Department of Finance).

(Deleting title in Department of Finance. Position has not been funded. Insurance Fund has been abolished.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977, as amended and supplemented thereto, be and the same is hereby amended by deleting the title of Bookkeeper, Insurance Fund Commission, as follows, to wit:

POSITION

Bookkeeper, Insurance Fund Commission
(35 Hrs.)
A026

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended and supplemented. (To create the title of Garage Attendant in the Department of Engineering).

(Civil Service Reclassification. Represented by Local 6. Fiscal Impact \$4,260. Replaces common title of Laborer)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented, be amended to create the title of Garage Attendant, as follows, to wit:

POSITION

Garage Attendant	\$7.72 - \$8.15 - \$8.72
(40 Hrs.)	
1877	

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-Ph, S & F-f.

1075

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "Ordinance creating positions in the Department of Development" (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create certain position titles and delete other position titles in the Department of Development).

(Change of titles in Department of Development in compliance with change in structure of departments under Ordinance 6-S & F-f, January 21, 1987. No fiscal impact. Old titles being deleted)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled "An ordinance creating positions in the Department of Development" (6S&Fz) adopted July 16, 1986 as amended and supplemented be amended to create position titles, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	
Manager, Division of Housing Assistance A 479	2/20/87	\$37,499.25 - \$45,490.6
Manager, Division of Economic Development A 478	2/20/87	37,499.25 - 45,490.81
Manager, Division of Property Clearance A 481	2/20/87	37,499.25 - 45,490.81

SECTION 2. Section 1 of the aforementioned ordinance be further amended to delete the following titles and title codes, as follows, to wit:

<u>POSITION</u>		
Manager, Division of Development Assistance A 478	2/20/87	37,499.25 - 45,490.81
Manager, Division of Demolition and Clearance A 481	2/20/87	37,499.25 - 45,490.81

SECTION 3. The hereinabove noted positions are to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbents employed in said positions shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted positions salaries shall be calculated on a thirty-five (35) hour work week.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create certain position titles in the Department of Engineering).

(Creating 3 positions in Department of Engineering under grant for operation and maintenance of new Urban Traffic Control System. Title of Data Processing Programmer is in 1987 Budget and other two titles will not be filled until 1988)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented, be amended to create the position titles, as follows, to wit:

POSITION

Data Processing Programmer 1474 (35 Hrs.)	\$24,421.68 - \$29,382.97
Traffic Control System Operator A680 (35 Hrs.)	18,714.08 - 22,443.85
Traffic Control System Supervisor A681 (35 Hrs.)	31,011.44 - 37,392.43

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To create certain position titles in the Office of the Mayor).

(Creating titles in Office of Mayor and Agencies. Represented by Essex Council #1, Civil Service Association. Replaces common titles in use in Mayor's Office)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1. of an ordinance entitled "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6S&Fc) and amendments thereto, be and the same is amended to create certain titles, as follows, to wit:

1077

POSITION

Chief Clerk (Div.) 0354 (35 Hrs.)	\$17,314.08 - \$21,043.85
Senior Clerk Typist 3256 (35 Hrs.)	11,036.56 - 13,416.90

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

(6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the year 1986, property owned by Pride of Newark Lodge No. 93 Mission of God, located at 176-178 Clinton Avenue, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Pride of Newark Lodge No. 93, is a New Jersey corporation organized under Title 16, of New Jersey statutes as a charitable, non-profit corporation; and

WHEREAS, Pride of Newark Lodge No. 93, purchased property located at 176-178 Clinton Avenue, (Block 2802, Lot 47), on September 29, 1975.

WHEREAS, the premises located at 176-178 Clinton Avenue have been used from date of acquisition exclusively for charitable purpose; and

WHEREAS, the aforesaid property has at all times been entitled to exemption from payment of real property taxes as set forth in the Affidavit of William Byrd, Exalted Ruler Pride of Newark Lodge No 93; and

WHEREAS, Pride of Newark Lodge No. 93, represents that it failed to file a timely claim for continued tax exemption; and

WHEREAS, the Tax Assessor did not grant tax exempt status to the aforesaid property located at 176-178 Clinton Avenue for the year 1986 because, Pride of New Lodge No. 93 did not timely file a continuing exemption statement.

WHEREAS, there are due and owing taxes in the amount of \$4,670.12 including applicable fees and interest for the year 1986 on the property located at 176-178 Clinton Avenue, Block 2802, Lot 47); and

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY: 1073

1. That by copy of this Ordinance, the Tax Assessor of the City of Newark, be and is hereby authorized to remove the tax assessment, for year 1986, on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. That the Tax Collector of the City of Newark cancel taxes in the amount of \$4,670.12, including applicable fees and interest for the year 1986 on the property noted above, owned by Pride of Newark Lodge No. 93, the pursuant to the provisions of N.J.S.A. 54:4-3.6.

3. This ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. JAMES SNEAD, 117 LIVINGSTON STREET, NEWARK, NEW JERSEY, addressed the Municipal Council in support of this ordinance and pointed out the correct name should be Pride of Newark Lodge No. 93.

No one else appearing, a motion to close the hearing on the ordinance as advertised; further, a motion to amend the ordinance by deleting therefrom "Mission of God" was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

City Clerk: This ordinance, as amended, will be taken up for further consideration for final passage at a meeting of the Municipal Council to be held on May 20, 1987, at which time and place all persons who may be interested in the amendment to the ordinance will be given an opportunity to be heard concerning the same.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 17 Offenses, Miscellaneous, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding a new chapter. (Unlawful use of taxicabs and limousines or livery service at Newark International Airport, Pennsylvania Station and any other public transportation facility)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Municipal Council of the City of Newark takes pride in the efficiency of the operation of privately owned vehicles for hire at Newark International Airport, Pennsylvania Station and other public transportation facilities within the City; and

WHEREAS, the Municipal Council of the City of Newark is aware of and concerned about the unregulated and unlawful use of taxicab and limousine or livery service at Newark International Airport, Pennsylvania Station and any other public transportation facilities within the City; and

1073

WHEREAS, the Municipal Council of the City of Newark is concerned that the continued unregulated and unlawful solicitation by taxicabs and limousines at Newark International Airport, Pennsylvania Station, and other public transportation facilities is patently unfair to the public and to other law abiding taxicab and limousine owners and drivers, as well as causing traffic congestion and hazardous conditions for pedestrians; and

WHEREAS, the Municipal Council of the City of Newark has determined that adequate protection of the public health, safety and welfare requires that the business of operating taxicabs and limousines at Newark International Airport, Pennsylvania Station and other Public Transportation Facilities within the City be regulated and monitored; and

NOW, THEREFORE, BE IT ORDANINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. Chapter 15, Section 1 of Title 17, Offenses Miscellaneous of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented be and is hereby amended by adding a new Chapter entitled "Unlawful Use of Taxicabs and Limousines or Livery Service at Newark International Airport, Pennsylvania Station and any other Public Transportation Facilities", to read as follows:

DEFINITIONS

- A. In this Section, unless the context otherwise requires certain words and terms are defined as follows:

"Limousine or livery service" shall mean any automobile or motor vehicle with a carrying capacity of not more than nine (9) passengers, not including the driver, used in the business of carrying passengers for hire which is held out, announced or advertised to operate or run or which is operated or run over any streets or public highways within the jurisdiction of the City of

Newark, and which is hired by charter or for a particular contract, or by the day or hour or other fixed period, or to transport passengers to a specified place or places, or which charges a fare or price agreed upon in advance between the operator and the passenger.

- B. "Taxicab" means a motor vehicle, commonly called "taxi", which is:

- (1) Constructed so as to comfortably seat not less than 4 passengers exclusive of the driver; and
- (2) Engaged in the business of carrying passengers for hire; and
- (3) Held out, announced or advertised to operate on an over the public streets of the City; and

- (4) Accepts persons who may offer themselves for transportation from a place within the City; and
 - (5) Not operated over a fixed route; and
 - (6) Not more than 42 months of age at the time it first becomes engaged in the taxicab business within the City of Newark.
- C. "Person" shall mean any person, firm, partnership, association, corporation, company or organization of any kind.
 - D. "Cruising" shall mean the driving of a taxicab or limousine (livery service) on the premises of Newark International Airport, Pennsylvania Station and any other public transportation facility in the City of Newark in search of or soliciting prospective passengers for hire.

CRUISING PROHIBITED

(a) No driver of a taxicab, limousine or motor vehicle used for the purpose of providing livery service shall cruise in search of passengers at the Newark International Airport, Pennsylvania Station or any other Public Transportation Facility.

(b) No driver of a taxicab, limousine, or motor vehicle used for the purpose of providing livery service shall cruise back and forth in front of, or otherwise interfere with the proper and orderly access to or egress from any area within the Newark International Airport, its terminals and parking lots, Pennsylvania Station, its terminals and parking lots, or any other public transportation facility.

SOLICITATION OF PASSENGERS

(a) No driver of a taxicab, limousine or motor vehicle used for the purpose of providing livery service shall solicit passengers for hire at the Newark International Airport, Pennsylvania Station or any other public transportation facility under any circumstances with the exception of approved taxicab and limousine or livery service stands, and including but not limited to:

- (1) Standing inside the terminals and carrying placards with the names of persons, destinations, or any other information printed thereon, or
- (2) Standing inside the terminals and verbally offering service; or
- (3) Sitting inside the motor vehicle and verbally offering service; or
- (4) Standing outside the motor vehicle or in any other area on the premises and verbally offering service or carrying placards with the names of persons, destinations, or any other information printed thereon.

1081

(b) No driver of a taxicab, limousine, or motor vehicle used for the purpose of providing livery service shall solicit passengers for hire in a loud tone of voice or in any manner annoying any person, or obstruct the movement of any person, or follow any person for the purpose of soliciting patronage.

PENALTY

Any person found guilty of violating any provision of this Chapter shall upon conviction thereof, be punished by imprisonment for not more than 90 days, or by a fine of not less than \$100., but not more than \$1,000., or both.

Section 2. Any existing ordinance, or part thereof inconsistent with this Ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. LOUIS J. SMITH, 432 CLINTON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council in support of this ordinance.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to Regulate Newsracks in Public Rights-of-Way.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Policy Statement.

The unregulated placement of newsracks in public rights-of-way presents an inconvenience and danger to the safety and welfare of persons using such rights-of-way, including pedestrians, bicyclists, persons entering and leaving vehicles, whether automobiles, taxi cabs, private livery or omnibuses, and buildings, and persons performing essential utility, traffic control and emergency services. These unregulated newsracks are so located as to cause an inconvenience or danger to persons using public rights-of-way, are unsightly, and constitute a public nuisance. The provisions contained in this local law are in pursuance of and for the purpose of securing and promoting the public health, morals and general welfare of persons in the City of Newark in their use of public rights-of-way.

Section 2. Definitions

1082

"Distributor": means the person responsible for placing and maintaining a newsrack in a public right-of-way.

"Newsrack": means any self-service or coin-operated box, container, storage unit or other dispenser installed, used or maintained for the display and sale of newspapers or other news periodicals and commonly known as "honor boxes." The use of the singular herein shall include the plural.

"Roadway": means that area between the sidewalks and the curb or any street, and where there is no sidewalk that area between the property lines adjacent thereto, whether open to vehicular travel or not, but improved, designed or ordinarily used for traffic.

"Sidewalk": means any surface provided and intended for the exclusive use of pedestrians.

"Street": means all that area dedicated to public use for street purposes and shall include, but not be limited to, roadways, parkways, alleys, stairs and sidewalks.

Section 3. Regulations.

Any newsrack which in whole or in part rests upon, in or over any public sidewalk or roadway shall be bound by the following regulations:

- a. No newsrack shall exceed five (5) feet in height, thirty (30) inches in width, or two (2) feet in depth.
- b. No newsrack shall be used for advertising signs or publicity purposes other than that dealing with the display, sale, or purchase of the newspaper or news periodical offered for sale therein.
- c. Each newsrack shall be equipped with a coin return mechanism in good working order so as to permit a person inserting a coin to secure an immediate refund in the event the newspaper or news periodical offered for sale therein is not received by that person for any reason.
- d. Each newsrack shall have affixed to it in a permanent manner a visible, legible notice in substantially the following form:

IN CASE OF A MALFUNCTION OF THIS NEWSRACK OR AN
ACCIDENT INVOLVING IT OR TO SECURE A REFUND THE
DISTRIBUTOR WHO HAS PLACED AND MAINTAINS IT IS:

Name of Distributor
Number, Street or P.O. Box
Post Office, Zip Code
Telephone Number, including area code.

The telephone number must be either local or toll free.

- e. Each newsrack shall be maintained in a neat and clean condition and in good repair at all times.
- f. No newsracks shall be placed or allowed to remain in any location so that it interferes with the removal of snow or ice or the removal of leaves or debris, whether the removal is a public or private duty.

Section 4 Further Regulations.

Each and every newsrack which in whole or in part rests upon, in or over any public sidewalk or roadway shall be further regulated, as follows:

- a. No newsrack shall be placed or maintained projecting onto, into or over, or resting wholly or partly upon, any portion of the roadway of a public street.

1083

- b. No newsrack shall be placed or maintained in such a manner as to endanger the safety of persons or property, or in a place used for public utility purposes, public transportation, or other public or governmental purposes, or when it interferes with or impedes the flow of pedestrian or vehicle traffic, the ingress or egress from any structure or building, whether residential, business or governmental, or the use of public fixtures, including, but not limited to, utility poles, mail boxes, fire alarms, traffic signals or control signs, hydrants or parking meters.
- c. No newsrack shall be chained, bolted or otherwise affixed or attached to any fixture upon, in or over any public sidewalk or roadway unless that fixture is owned by the distributor.
- d. No newsrack shall be placed, installed, used or maintained:
 - 1. within three (3) feet of any marked crosswalk,
 - 2. within twelve (12) feet of the curb return of any marked crosswalk,
 - 3. within fifteen (15) feet of any fire hydrant,
 - 4. within five (5) feet of any fire or police call box, fire alarm or other emergency communication device, including, but not limited to, public telephones,
 - 5. within five (5) feet of any driveway crossing a City right of way
 - 6. within fifty (50) feet of any fire or police station,
 - 7. within three (3) feet ahead or fifteen (15) feet to the rear of any designated bus stop, taxi stand or place marked for handicapped parking,
 - 8. within three (3) feet of any bus bench or shelter.

Section 5. Penalties; distributor, patrons.

a. Distributors.

- 1. If any distributor violates any provision of this ordinance it shall be the duty of the Corporation Counsel's Office to determine that such violation has occurred and thereafter notify the distributor to correct the violation within three (3) days. Such notification shall be in writing and served upon the distributor in the same manner as a summons.
- 2. If said violation is not corrected within three (3) days, the Department of Engineering shall remove such newsrack and place it in storage in a secure place. The cost of the removal and storage shall be billed to the distributor and in the event of non-payment a civil suit for money damages may be brought by the Corporation Counsel's Office.
- 3. If such newsrack is not claimed as provided in the Abandoned Property Law it shall be disposed of as provided by law.
- 4. If any distributor violates this ordinance more than three (3) times in any twelve (12) month period regardless of the number of newsracks involved, he shall be deemed guilty of a violation as that term is defined in the Penal Law and subject to punishment provided therein.

b. Patrons.

- 1. Any patron, purchaser or user of a newsrack who uses slugs or anything other than a coin of the proper denomination and valid in the United States, or who removes more newspapers or news periodicals than paid for, shall be deemed guilty of petit larceny.

2. Any person who vandalizes or otherwise interferes with a newsrack shall be charged accordingly.

c. Penalty.

A fine of not more than \$1,000.00 but less than \$50.00 for each offense for each and every day such encumbrance or obstruction shall continue may be assessed by the City.

Section 6. Severability.

If any provision of this ordinance, or its application to any person or circumstances, shall be held invalid, the remainder of the ordinance, or the application of the provision to other persons or circumstances, shall not be affected.

Section 7. Effective Date.

This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control," (6-S & F-ba) adopted July 16, 1986 as amended (To establish the salary of Tax Assessor in the Department of Land Use Control).

(Creating title and salary range for Tax Assessor. Title transferred from Office of Mayor to Land Use Control. Not represented by any bargaining unit. Funds provided in 1987 Budget of Department of Land Use.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An Ordinance creating positions in the Department of Land Use Control", (6S&Fba) adopted July 16, 1986, as amended, be and the same is hereby amended to establish the salary of Tax Assessor in the Department of Land Use Control, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNAUL MAXIMUM SALARY</u>
Tax Assessor 4120	8/11/86	\$ 32,393.17	\$ 39,374.16

1085

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of position with no standard hours of work. The incumbent employed in this position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hours work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinance which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeases are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

/ 6-S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond Ordinance supplementing Ordinance Number 6-S & F-b (S-3) adopted July 16, 1986 entitled, "Bond Ordinance for the design and construction of a water filtration treatment facility and appurtenances and improvements related thereto designated as capital project number 2084; appropriating \$28,000,000 and authorizing the issuance of \$20,000,000 bonds or notes of the City of Newark, County of Essex, New Jersey for said purpose and amending and supplementing a capital ordinance authorizing a \$4,000,000 appropriation from the City of Newark Municipal Water Utility and Water Supply System Capital Improvement Fund for said project and rescinding a previous Ordinance Number 6-S & F-bb finally adopted June 25, 1985." To provide for an increase in the appropriation and the debt authorization for a total appropriation of \$41,845,530 and a total debt authorization of \$31,845,530; said general improvement authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Debt Statement filed. Awaiting approval of Division of Local Government Services)
(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Debt Statement from the Division of Local Government Services was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

HEARINGS OF CITIZENS.

6-HC-a. **MR. LINCOLN WILSON, 758 BERGEN STREET, NEWARK, NEW JERSEY**, addressed the Municipal Council with respect to petition submitted to the Members of the Municipal Council at meeting of April 1, 1987 by residents and owners of buildings situated on Bergen Street between West Bigelow Street and Hawthorne Avenue requesting that the buildings be included in the Industrial Park Site.

6-HC-b. **MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY**, addressed the Municipal Council in support of Kea's Ark.

6-HC-c. **MR. MARVIN JENKINS EL**, addressed the Municipal Council requesting assistance in securing housing.

Councilman Payne requested the speaker to contact his office and would do his utmost to assist him.

6-HC-d. **MR. RUDOLPH CORNICK, 301 IRVINE TURNER BOULEVARD, NEWARK, NEW JERSEY**, addressed the Municipal Council concerning the conditions in the vicinity of Irvine Turner Boulevard and Avon Avenue.

President Martinez directed the City Clerk to forward verbatim transcript of remarks made by the speaker to Director of Engineering Zach and Police Director Greenleaf for their attention and necessary action.

RESOLUTIONS AND MOTIONS.RESOLUTIONS

7-R-a. Resolution ratifying contract for period April 1, 1987 to May 6, 1987; further, authorizing Business Administrator to enter into contract with International Maintenance Service, Inc., P.O. Box 5234, 309 Adams Street, Newark, New Jersey, lowest responsible bid received to Provide Janitorial Services for the City of Newark, for period May 7, 1987 to March 31, 1988; contract shall not exceed \$600,000.; \$29,424. encumbered in 1987 temporary budget of Department of General Services, Division of Public Buildings; any additional 1987-88 expenditures contingent upon and subject to appropriation and certification of funds in each year.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Branch.

7-R-b. Resolution approving Constable Bond in the amount of \$1000. issued to Allen Snow, Jr., as to form, amount and sufficiency.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Branch.

7-R-c. Resolution declaring the week of May 10 - 16, 1987 as Municipal Clerk's Week within the City of Newark, New Jersey.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Branch.

1087 7-R-d.

Resolution supporting the Battleship New Jersey Historical Museum Society's request to the Citizens' Stamp Advisory Committee of the Postal Service to issue a block of four stamps honoring the Battleships: the Iowa, the New Jersey, the Missouri and the Wisconsin.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

7-R-e.

Resolution declaring the month of May 1987 to be Foster Parent Recognition Month within the City of Newark, New Jersey.

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

7-R-f.

Resolution declaring the month of May 1987 to be Older Americans Month within the City of Newark, New Jersey.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-g.

Resolution granting consent for the Tax Assignment of Tax Abatement from Dockside Urban Renewal Company, Clifford H. Slavin, Sole Proprietor, to Dockside Urban Renewal Company, Clifford H. Slavin, Jerome M. Slavin and Michael L. Messer, a General Partnership, for project at 481-515 Doremus Avenue - Block 5060, Lot 2.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-h.

Resolution amending Resolutions 7-R-s (A.S.), December 30, 1982, "Resolution approving Tax Abatement Application for Imperial Urban Renewal Associates for a 20,000 square foot addition to the previously constructed operations center located at 436-478 Wilson Avenue and 582-598 Delancy Street, Block 5046, Lots 36 and 37;..." by including Block 5046, Lot 1 in the project; date of completion of said project is August 11, 1983 which date is accepted in lieu of Certificate of Occupancy and which date shall heretofore mark the inception of tax abatement granted on said project; Tax Assessor and Tax Collector will amend their records in accordance with Settlement Agreement between City of Newark and to provide for tax abatement treatment on Block 5046, Lots 1, 36 and 37 commencing January 1, 1984 and it is the understanding of the parties that the date from which all calculations regarding the termination of said Financial Agreement will be April 11, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-i.

Resolution recognizing and commending Mr. Leo Schwarz, Assistant Corporation Counsel, for his many years of exceptional service and conveying best wishes to him on the occasion of his retirement after 54 years of faithful and dedicated service to the City of Newark.

(For action on this resolution, see pages 5 and 7 in the minutes of this meeting.)

7-R-j.

Resolution recognizing and commending the Roberto Clemente Little League for its outstanding athletic achievements.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-k.

Resolution authorizing Director of Engineering to execute Contract with Pipines/Tromeur & Associates, 744 Broad Street, Suite 1110, Newark, New Jersey, for design services for a New Fire Department Complex, 2-42 Milford Avenue; for total amount of \$178,000.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed an additional \$7,500.; funds provided in 1987 Capital Budget. (Contract awarded without competitive bidding, pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-l.

Resolution authorizing Director of Finance to issue check in amount of \$500. to Harriette Evans and her attorneys, Smith, Mullin and Kiernan, 100 Executive Drive, West Orange, New Jersey 07052, upon receipt of all documents deemed necessary by Corporation Counsel; served Notice of Claim on City after being permitted to file same as a late notice by Superior Court of New Jersey for injuries allegedly sustained as result of negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-m.

Resolution authorizing Director of Finance to issue check in amount of \$3,500. to Annette Lane and her attorneys, Freeman & Bass, Esqs., 24 Commerce Street, Newark, New Jersey 07102 upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, for injuries resulting from a fall in premises owned by City Newark

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-n.

Resolution ratifying contract for period May 1, 1987 to May 6, 1987; further, authorizing Business Administrator to enter into contract with E.J. Ward Inc., 8801 Tradeway, San Antonio, Texas, 78217, only responsible bid received, to Provide Maintenance of Fueling System Equipment, for period May 7, 1987 to April 30, 1988; contract shall not exceed \$20,000.; \$1,613. encumbered in 1987 budget of the Department of Administration, Business Administrator's Office; any additional 1987-88 expenditures are contingent upon and subject to appropriation and certification of funds in each year.

(Copy of resolution and correspondence submitted to each Member of the Council)

1083

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh to meet with the Council at its pre-meeting conference, May 19, 1987 to discuss this matter was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-o.

Resolution adjusting salaries for 1987 and 1988 for unionized employees in the Office of the City Clerk, per labor agreement with Essex Council #1, Civil Service Association.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-p.

Resolution amending Resolution 7-R-db (A.S.), October 1, 1986, authorizing Director of Health and Human Services to submit applications to New Jersey State Department of Community Affairs for necessary funds to continue Relocation Assistance Program for period January 1, 1987 to December 31, 1987, by changing total amount of application from \$171,366. to \$111,600. (Municipal Funds-\$85,683. to \$55,800., State Matching Grant-In-Aid-\$85,683. to \$55,800.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-q.

Resolution ratifying contract for period January 1, 1987 to May 6, 1987; further, authorizing Director of Health and Human Services to enter into contract with New Jersey State Department of Community Affairs for continuation of the Relocation Assistance Program for period May 7, 1987 to December 31, 1987; total amount of contract-\$111,600. (Municipal Funds-\$55,800., State Matching Grant-In-Aid-\$55,800.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-r.

Resolution authorizing Director of Finance to issue and deliver check in amount of \$7,500. to Jerry Smith and his attorneys Swirsky and Swirsky, 972 Broad Street, Newark, New Jersey, 07102 upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries allegedly caused by actions by agents of the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-s.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with Jerome A. Hert and Robert G. Hochman, for demolition of structure at 117 South 11th Street, Newark, New Jersey; City of Newark instituted suit in Superior Court of New Jersey, for removal of demolition lien and for damages for loss of their building; Mr. Hert and Mr. Hochman prepared to enter into Stipulation of Settlement, whereby City would recover \$3,000. of outstanding amount due.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-t.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$630,632.92, Municipal Public Safety Act of 1987 (Police Officers).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-u.

Temporary emergency resolution appropriating \$630,632.92, Municipal Public Safety Act of 1987 (Police Officers); said emergency funds shall be provided in 1987 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-v.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$558,862.80, Supplemental Safe Neighborhoods Fire Services Program (Fire Fighters).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-w.

Temporary emergency resolution appropriating \$558,862.80, Supplemental Safe Neighborhoods Fire Services Program (Fire Fighters); said emergency funds shall be provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-x.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$10,133.96, Nutrition Project for the Elderly.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

1091

7-R-y.

Temporary emergency resolution appropriating \$10,133.96, Nutrition Project for the Elderly; said emergency funds shall be provided in 1987 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-z.

Resolution designating reserved parking area for handicapped motorists on Colleen Street, south side, beginning 76 feet east of the easterly curblin of Stuyvesant Avenue and extending 25 feet easterly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ba.

Resolution authorizing Tax Collector to cancel 1977 real estate taxes in amount of \$1,928.40, 4-14 Esther Street, Block 2411, Lot 29, owned by Newark Housing Authority.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bb.

Resolution amending Resolution 7-R-bp (A.S.), July 9, 1986, authorizing Business Administrator to execute bargain and sale deeds for properties sold at public auction held June 25, 1986, by adding Lot 63 to Block 1799, Lots 9, 10 and 11, 153-159 South 7th Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bc.

Resolution amending Resolution 7-R-bp (A.S.), July 9, 1986, authorizing Business Administrator to execute bargain and sale deeds for properties sold at public auction held June 25, 1986, by adding Lot 10 to Block 1781, Lot 9, 243-245 South 8th Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bd.

Resolution authorizing Business Administrator to enter into contract with Atlantic Elevator Co., Inc., 841 Mt. Prospect Avenue, Newark, New Jersey 07104, lowest responsible bid received, to Provide Repairs and Parts for Elevator #4 in City Hall, for sum not to exceed \$39,300.; contract shall become effective upon Municipal Council approval and shall continue in full force and effect until satisfactorily completed as per specifications; \$39,300. encumbered in 1987 Budget of Department of General Services, Division of Public Buildings.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of General Services Lopez met with the Council May 5, 1987)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-be.

Temporary emergency resolution appropriating \$133,000., Department of Administration, Division of Office Services, Other Expenses, Services by Contract or Agreement, Postage; said emergency funds shall be provided in 1987 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bf.

Temporary emergency resolution appropriating \$17,212,603., City Operating Budget; said emergency funds shall be provided in 1987 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bg.

Temporary emergency resolution appropriating \$1,916,816. Water Utility; said emergency funds shall be provided in 1987 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bh.

Resolution authorizing transfer of Housing and Community Development Act, Twelfth Year funds, (H.C.D.A. XII), from Office of Citizen Services, Salaries and Wages-\$50,600. to Other Expenses-\$50,600.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bi.

Resolution ratifying contract for period February 1, 1987 to May 6, 1987; further authorizing Business Administrator to enter into contract with Mr. Steam Machine, Inc., 70 Blanchard Street, P.O. Box 1959, Newark, New Jersey, 07102, lowest responsible bid received, to Provide Window Cleaning Services, for period May 7, 1987 to January 31, 1988; contract shall not exceed \$50,000.; \$2,430. encumbered in 1987 temporary budget of Department of General Services, Division of Public Buildings; any additional 1986-87 expenditures contingent upon and subject to appropriation and certification of funds in each year.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bj.

Resolution accepting bid of Victoria Development Corporation, only bid received, for purchase of City-owned property 44-48 Stone Street, Block 488, Lot 41, for sum of \$5,000.; pursuant to Executive Order No. PM870030, March 27, 1987. (Minimum Offer Approved-\$5,000.; Capital Improvement-\$74,800.)

(Copy of resolution and correspondence submitted to each Member of the Council)

May 6, 1987

1093

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bk.

Resolution accepting bid of Victoria Development Corporation, only bid received, for purchase of City-owned property 75 Seventh Avenue, Block 488, Lot 23, for sum of \$8,000.; pursuant to Executive Order No. PM870032, March 27, 1987. (Minimum Offer Approved-\$8,000.; Capital Improvement-\$75,600.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bl.

Resolution accepting bid of Dominic Kuo and K.C. Chen, 5 Stratford Court, Montville, New Jersey, highest responsible bid received for purchase of City-owned property 52 and 54 Stone Street, Block 488, Lots 35 and 37, for sum of \$12,000.; pursuant to Executive Order No. PM870033, March 27, 1987. (Minimum Offer Approved-\$10,500; Capital Improvement-\$150,000.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bm.

Resolution authorizing Business Administrator to execute Lease Agreement with AT&T Information Systems for installation of telephone and computer equipment for a new 911 telephone system, for a period of five years; pursuant to N.J.S.A. 40A:11-15(8); cost for five years is \$362,930.54, payable in monthly amounts of \$7,075.97, which include factored finance charges for a total cost of \$424,558.20 over the five year term of lease.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-bn.

Resolution authorizing Director of Finance to issue check in amount of \$200. payable to Delores Lewis upon receipt of a General Release executed by Mrs. Lewis in favor of City of Newark and other documents deemed necessary by Corporation Counsel; instituted claim seeking damages allegedly due as result of injuries to her motor vehicle caused by a vehicle owned by the City of Newark which struck her vehicle while it was parked.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-bo.

Resolution recognizing and commending various young men and women of High Park Gardens Cooperative for their successful entry into professional careers.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-bp.

Resolution recognizing and commending Mr. Burnett Curtis Grayson III for his act of heroism on March 22, 1987.

(For action on this resolution, see page 6 in the minutes of this meeting.)

✓ 7-R-bq.

Resolution appointing Councilman Ralph T. Grant, Jr., Chairman, Councilwoman Marie Villani and Councilman Donald Tucker as members of an Investigative Committee to investigate and conduct a hearing on whether or not International Maintenance Services Inc., was the lowest responsible bidder in connection with bids received on March 10, 1987, to provide janitorial services for various City owned public buildings.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-br.

Resolution authorizing Business Administrator to execute contract with Microstar Technologies, Inc., Morristown, New Jersey for services to Law Department to analyze its computer system, for sum of \$1,500. (Contract awarded without competitive bidding pursuant to N.J.S.A. 40A:11-3 et seq.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-bs.

Resolution authorizing City Treasurer to issue check in amount of \$150. to Mr. Hussein El-Milgi, 247 Van Nostrand Avenue, Jersey City, New Jersey, payment made for real estate inspection not performed by Department of Health and Human Services, Division of Environmental Health; to be paid from Budget Operations.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bt.

Resolution authorizing Director of Finance to issue check in amount of \$3,000. payable to Francene Previlon and her attorney Joel I. Bergman, 134 Evergreen Place, East Orange, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County seeking recovery for personal injuries and property damage arising from an accident on October 4, 1984 for alleged negligence of Irving Davis, a City employee assigned to Division of Parks and Grounds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bu.

Resolution recognizing and commending Ms. Deborah P. Smith on her recent selection as Resident Editor of the New Jersey Afro-American Newspaper.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bv.

Resolution supporting the stated goals of the Neo-Fight Inc. organization and its efforts to reduce infant mortality world-wide.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bw.
(A.S.)

Resolution recognizing and commending the Honorable Anthony Carrino on his appointment by Essex County Executive Nicholas Amato as the Director for the Department of Public Safety.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bx.
(A.S.)

Resolution by the Municipal Council supporting the Newark Theatre Group's proposal for the purchase of the First Jersey Bank building on 2 Ferry Street for its renovation into a multi-ethnic and barrier free performing arts theatre.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following vote:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

7-R-by.
(A.S.)

Resolution recognizing and commending the Finalists and 1st, 2nd and 3rd Place Winners of a city-wide Spelling Bee Tournament for 3rd Graders sponsored by the Newark Board of Education and Project Pride Inc.

(For action on this resolution, see page in the minutes of this meeting.)

7-R-bz.
(A.S.)

Resolution amending Resolution 7-R-ck (A.S.) May 21, 1986, pass through loan agreement totalling \$15,000,000. in staged disbursements to NEDC Financial Management Corporation, which in turn loaned said amount to Gateway Four Urban Renewal, L.P., to fund part of construction financing for office building project known as Gateway Four, for purpose of extending the maturity date of the Community Development loan to Gateway Four passed through NEDC from the April 23, 1987 maturity date to April 25, 1988, in order to complete construction of project known as Gateway Four.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ca.
(A.S.)

Resolution authorizing Director of Finance to pay sum of \$4,250. payable to Garden State Office Systems and their attorney, Leonard Ginsberg, 69 Paterson Street, P.O. Box 1352, New Brunswick, New Jersey; Garden State Office Systems dismantled and moved the Lectreiver located in Violation's Bureau from third floor of 31 Green Street and submitted bill in amount of \$3,200. which was not paid; instituted suit in Superior Court of New Jersey, Special Civil Part; judgement entered against City of Newark in amount of \$4,932. plus costs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cb.
(A.S.)

Resolution by the Municipal Council supporting the Black Engineering and Technology Alumni Association's recommendations to the New Jersey Institute of Technology for a greater commitment to the education of Black students, with the exception of the recommended individual to chair the proposed Independent Committee.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

MOTIONS.

7-M-a.

A MOTION BY THE MUNICIPAL COUNCIL EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. VICTOR MARUSIAK was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-b.

A MOTION CONGRATULATING ARCHBISHOP THEODORE E. McCARRICK ON HIS SELECTION BY POPE JOHN PAUL II TO THE PONTIFICAL COMMISSION FOR THE PASTORAL CARE OF MIGRANTS AND TOURISTS was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-c.

A MOTION BY THE MUNICIPAL COUNCIL EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MANUEL CANOVAS, A FORMER LONGSHOREMEN AND AFL-CIO OFFICIAL was made by President Martinez, seconded by Councilman Grant and declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-d.

A MOTION BY THE MUNICIPAL COUNCIL EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DR. JOHN HALTIWANGER; FORMER HUD EMPLOYEE AND PASTOR OF THE WORD ALIVE CHRISTIAN FELLOWSHIP CHAPEL IN NEWARK was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-e.

A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION RECOGNIZING AND COMMENDING THE LATE DR. HALTIWANGER'S OUTSTANDING CONTRIBUTIONS TO THE CITY OF NEWARK was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

1097
/ 7-M-f.

A MOTION TO ESTABLISH AN AD HOC COMMITTEE FOR THE PURPOSE OF DEVELOPING A TAX ABATEMENT POLICY FOR THE CITY OF NEWARK; FURTHER, INVITING MAYOR JAMES, BUSINESS ADMINISTRATOR MONTEILH, CORPORATION COUNSEL GRANT, TAX ASSESSOR FRISINA, TAX COLLECTOR JOSEPH, REPRESENTATIVES FROM THE CHAMBER OF COMMERCE AND DR. RALPH CAPRIO OF RUTGERS, THE STATE UNIVERSITY, 350 DR. MARTIN LUTHER KING, JR. BOULEVARD, NEWARK, NEW JERSEY was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-g.

A MOTION RECOGNIZING AND COMMENDING VINCENT E. TOMA, LONGTIME CAREER CITY EMPLOYEE, PRESENTLY SERVING AS MANAGER, DIVISION OF PUBLIC BUILDINGS; FURTHER, REQUESTING MR. TOMA TO SERIOUSLY RECONSIDER HIS PRESENT PLAN TO RETIRE FROM CITY SERVICE was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-h.

A MOTION REQUESTING THE CORPORATION COUNSEL TO REVIEW THE STATE STATUTE REGARDING ABANDONED AND JUNK VEHICLES AND RECOMMEND TO THE COUNCIL PROPOSED AMENDMENTS TO SIMPLIFY PROCEDURES FOR GAINING TITLE AND DISPOSING OF ABANDONED VEHICLES was made by the Council of the Whole and declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-i.

A MOTION REQUESTING THE NEW JERSEY STATE ASSEMBLY TO SUPPORT SENATE BILL S-2689, WHICH COMBATS THE PROBLEM OF ABUSE OF THE ELDERLY AND DISABLED was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-j.

A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION FOR A FUTURE MEETING DECLARING JUNE 6 AND JUNE 7 AS A NATIONAL HERITAGE CELEBRATION FOR THE QUEEN HOMES MASON OF THE STATE OF NEW JERSEY AND INVITE MR. JAMES E. SIMON, THE STATE GRAND MASTER TO BE IN RECEIPT OF THE DESIGNATED RESOLUTION AT SAID MEETING was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-k.

A MOTION REQUESTING A LEGAL OPINION REGARDING THE LEGALITY OF A REQUIREMENT FOR ALL TAX EXEMPT NON-PROFIT ORGANIZATIONS TO AGREE IN WRITING, PRIOR TO THE CANCELLATION OR FORGIVENESS OF PROPERTY TAXES, THAT SAID TAXES BE PAID IN FULL TO THE CITY WITHIN ONE YEAR IN THE EVENT OF THE SALE OF THE TAX EXEMPT PROPERTY was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-l.

A MOTION DIRECTING DIRECTOR OF LAND USE CONTROL MC LUCAS TO INSPECT AND BOARD UP AN ABANDONED BUILDING LOCATED ON THE CORNER OF 14TH AVENUE AND SOUTH DEVINE STREET was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-m.

A MOTION DIRECTING DIRECTOR OF LAND USE CONTROL MC LUCAS TO INSPECT AND DEMOLISH AN ABANDONED BUILDING LOCATED ON THE CORNER OF SOUTH ORANGE AVENUE AND GRAND AVENUE was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-n.

A MOTION DIRECTING DIRECTOR OF DEVELOPMENT LUCAS TO INSPECT AND PUT UP FOR AUCTION (IF CITY-OWNED) A BUILDING LOCATED ON THE CORNER OF SOUTH ORANGE AVENUE AND WEST END AVENUE; FURTHER, A MOTION DIRECTING DIRECTOR OF DEVELOPMENT LUCAS TO INSPECT AN AUTOMATIVE SHOP LOCATED ON THE CORNER OF SOUTH 10TH STREET AND SOUTH ORANGE AVENUE WHERE AUTOMOBILE PARTS ARE BEING STORED was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-o.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH EXECUTIVE SUPERINTENDENT CAMPBELL, NEWARK BOARD OF EDUCATION, REQUESTING HIM TO ASSIST AND MAKING STUDENTS AWARE OF THE ORDINANCE RESTRICTIONS PROHIBITING THE PLAYING OF LOUD RADIOS TO THE STUDENTS IN THE NEWARK PUBLIC SCHOOL SYSTEM was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-p.

A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, CORPORATION COUNSEL GRANT, TAX ASSESSOR FRISINA AND THE COMMISSIONERS OF THE ESSEX COUNTY BOARD OF TAXATION TO MEET WITH THE COUNCIL AT THEIR SPECIAL PRE-MEETING CONFERENCE MAY 14, 1987 was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-q.

A MOTION COMMENDING THE NEWARK HOUSING AUTHORITY FOR ITS LATEST EFFORTS IN BRINGING ABOUT SAFE AND DECENT HOUSING FOR LOW INCOME RESIDENTS OF OUR CITY was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-r.

A MOTION DIRECTING THE CITY CLERK TO INVITE TO A FUTURE SPECIAL CONFERENCE POLICE DIRECTOR GREENLEAF AND THE NATIONAL GUARDS TO DISCUSS REMOVAL OF ALL ABANDONED CARS ON CITY-OWNED PROPERTY was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-s.

A MOTION REQUESTING THE APPROPRIATE OFFICIALS TO INDICATE WHAT STEPS ARE BEING TAKEN TO IDENTIFY AND TRACK THE OWNERS OF VEHICLES WHICH ARE LEFT ABANDONED ON THE CITY'S STREETS; FURTHER, REQUESTING THE LAW DEPARTMENT TO PREPARE THE APPROPRIATE LEGISLATION ESTABLISHING STRICT PENALTIES FOR THE ABANDONMENT OF MOTOR VEHICLES WITHIN THE CITY was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-t.

A MOTION DIRECTING THE CITY CLERK TO INVITE THE OWNERS OF GATEWAY CABLE INC., FORMERLY OWNED BY CONNECTION CABLE, INC. TO A FUTURE SPECIAL CONFERENCE TO DISCUSS THE ESCALATION IN COST FOR CABLE TELEVISION TO THE RESIDENTS OF NEWARK was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.

✓ 8-a.

The City Clerk presented Proposed "Ordinance to amend 'An Ordinance to amend and supplement Title Two, Administration, Chapter One, Organization of City Government and Chapter Two, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by reorganizing offices and departments in City Government, and amending and repealing sections therein,' (6-S & F-a(S-1)) adopted July 16, 1986, by amending Section 2:1-3(a) offices."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 20, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1987, enclosing proposed "Ordinance authorizing the execution of a lease between New Community Corporation, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 765-767 South Orange Avenue, Block 4207, Lots 13 and 14, for the sum of \$3,900. per year for a period of one (1) year (s)."

(February 1, 1987 through January 31, 1988; mini-precinct police station.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 20, 1987 Agenda of the Municipal Council for first reading; further, directing the City Clerk to communicate with Police Director Greenleaf requesting a detailed description of what functions are being performed by this mini-precinct was made by Councilman Rice, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1987, enclosing proposed "Ordinance authorizing the execution of a lease between Tyrone Lucius, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 1009 Bergen Street, Block 3664, Lots 1 and 2, for the sum of \$2,880., per year for a period of one (1) year (s)."

(February 1, 1987 through January 31, 1988; mini-precinct station)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 20, 1987 Agenda of the Municipal Council for first reading; further, directing the City Clerk to communicate with Police Director Greenleaf requesting a detailed description of what functions are being performed by this mini-precinct was made by Councilman Payne, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1987, enclosing proposed "Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1985 and 1986, on property owned by Mount Calvary Independent Holy Church located at 90-96 Holland Street, Block 304, Lot 1, Newark, New Jersey."

(\$11,619.82 and \$12,496.42, including applicable fees and interest for years 1985 and 1986; tax exempt status not granted for 1985 and 1986 because Mount Calvary Independent Holy Church had not properly set forth facts showing property was used exclusively for religious and charitable purposes)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 20, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1987, enclosing proposed "Ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 2, Automobile Parking Lots Open to the General Public; Section 1, Definitions; Chapter 14, Shoe Shine Parlors and Cigar Stores; Section 6, License Fees; Exemptions; Chapter 20, Public Garages; Section 6, Term of License; License Fee; Renewal of License; and Chapter 22, Tire Repair Shops; Section 6, License Fee, Term of License, Renewal of License; of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 20, 1987 Agenda of the Municipal Council for first reading; further, directing the City Clerk to communicate with Business Administrator Monteilh requesting a review be made on the legislation concerning license fees and a determination on whether or not same should be increased in the handling of said license was made by Councilman Tucker, seconded by Councilman Payne and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1987, enclosing proposed "Ordinance to amend and supplement Title 5, Amusements and Amusement Businesses; Chapter 2, Coin-operated Amusement Devices; Section 8, Transfer of License; of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented." (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 20, 1987 Agenda of the Municipal Council for first reading; further, directing the City Clerk to communicate with Business Administrator Monteilh requesting a review be made on the legislation concerning license fees and a determination on whether or not same should be increased in the handling of said license was made by Councilman Tucker, seconded by Councilman Payne and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Harris.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received April 22, 1987, enclosing proposed "Ordinance to amend and supplement Title 5, Amusements and Amusement Businesses; Chapter 2, Coin-operated Amusement Devices; Section 6, Transfer License Fee; Term of License, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented." (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 20, 1987 Agenda of the Municipal Council for first reading; further, directing the City Clerk to communicate with Business Administrator Monteilh requesting a review be made on the legislation concerning license fees and a determination on whether or not same should be increased in the handling of said license was made by Councilman Tucker, seconded by Councilman Payne and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Harris.

8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received April 28, 1987, enclosing proposed "Ordinance to amend and supplement Title 21, Sewers and Sewage Disposal, Chapter 1, General Provisions, Section 6, Sewer Connections, Section 7, Violations, Penalties, Alternate Consequences, Section 8, Partial Invalidity, of the Revised Ordinances of the City of Newark, New Jersey, to add a Section 6 requiring individual houses to be connected to the City sewer." (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference May 19, 1987 was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Harris, Rice.

1101
8-i.

The City Clerk presented Communication from Business Administrator Monteilh, received April 15, 1987, enclosing proposed "Ordinance to amend and supplement Title 13A, Administration and Regulation of Solid Waste, Chapter 4, Collection and Disposal, Section 1, Definitions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to describe a definition for clean fill."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and invite Business Administrator Monteilh and Director of Engineering Zach to the pre-meeting conference of May 19, 1987 was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Harris, Rice.

8-j.

The City Clerk presented Communication from Business Administrator Monteilh, received March 31, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'Ordinance creating positions in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To delete certain position titles)."

(Ordinance deleting titles previously existing in M.O.E.T. No fiscal impact since titles no longer exist.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 20, 1987 Agenda of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Harris, Rice.

8-k.

The City Clerk presented Communication from Business Administrator Monteilh, received March 31, 1987, enclosing proposed "Ordinance to amend Title 20, Police and Fire Departments, Chapter 1, Police Department, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To adjust the compensation for members of the Alcoholic Beverage Control Board)"

(\$3,000. per year payable in four quarterly installments; compensation based upon number of meetings attended by each member in proportion to number of meetings held by board during each quarter, effective August 11, 1986.)

(Adjusting salary erroneously listed in Ordinance 6-S & F-f (S-1) July 16, 1986 for Members of Alcoholic Beverage Control Board. Fiscal Impact \$1,000.; not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 20, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Harris, Rice.

8-l.

The City Clerk presented Proposed "Ordinance amending 'An Ordinance to establish a Longevity Pay Program for employees of the City of Newark, New Jersey.'"

(Copy of ordinance submitted to each Member of the Council)

(Corporation Counsel Grant met with the Council May 5, 1987)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Harris, Rice.

8-m.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received April 21, 1986, nominating Mr. Albert A. Covas, 115 Madison Street, Newark, New Jersey 07105 as a Member of the Taxi Commission for term ending November 17, 1989. (Community-At-Large)

(Mr. Covas will fill existing vacancy left by Mr. Burney L. Adams, whose term expired November 17, 1986.)

(Copy of communication submitted to each Member of the Council)

(Mr. Covas met with the Council May 5, 1987)

May 6, 1987

A motion to confirm the appointment of Mr. Albert A. Covas, 115 Madison Street, Newark, New Jersey 07105, to serve as a Member of the Taxi Commission for term ending November 17, 1989.

1102

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Carrino, Grant, Payne, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Harris, Rice.

President Martinez: This appointment is confirmed.

8-n.

The City Clerk presented Communication from His Honor Mayor Sharpe James, received April 21, 1987, nominating Mrs. Mary B. Warren, 245 Wainwright Street, Newark, New Jersey, 07112 as a Member of the Rent Control Board effective July 10, 1987 and ending July 9, 1989. (Landlord)

(Mrs. Warren will fill unexpired term of Mr. William Johnson whose term expires on July 9, 1987.)

(Copy of communication submitted to each Member of the Council)

(Mrs. Warren met with the Council May 5, 1987)

A motion to confirm the appointment of Mrs. Mary B. Warren, 245 Wainwright Street, Newark, New Jersey 07112, to serve as a Member of the Rent Control Board for term expiring July 9, 1987.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

President Martinez: This appointment is confirmed.

8-o.

The City Clerk presented Communication from Business Administrator Monteilh, received April 27, 1987, enclosing proposed "Ordinance to amend an ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended and supplemented. (To create certain position titles in the Department of Engineering.)

(Accounting Assistant	1/1/86	\$15,123.21 - \$18,038.23
(37½ Hours)	1/1/87	16,523.21 - 19,438.23

Demolition Expeditor	1/1/86	19,088.69 - 23,196.02
(35 Hours)	1/1/87	20,488.69 - 24,596.02

(Grant program titles formerly covered by M.P.D.O. but inadvertently never reestablished in Engineering Department. Titles covered by Essex Council #1, Civil Service Association. No fiscal impact since funds were already transferred.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

8-p.

The City Clerk presented Communication from Business Administrator Monteilh, received April 27, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented." (To create certain position titles in the Department of Finance.)

(Principal Program Analyst	1/1/86	\$18,939.45 - \$23,021.68
(35½ Hours)	1/1/87	19,339.45 - 24,421.68

Supervising Program Analyst	1/1/86	21,925.41 - 26,650.31
(35 Hours)	1/1/87	22,325.41 - 27,050.31

(Grant program titles formerly covered by M.P.D.O. but inadvertently never reestablished in Finance Department. Titles covered by Essex Council #1, Civil Service Association. No fiscal impact since funds were already transferred.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

1103

8-q.

The City Clerk presented Communication from Business Administrator Monteilh, received April 27, 1987, enclosing proposed "Ordinance amending and supplementing Title 13A of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To permit and regulate the collection of solid waste, under certain circumstances, before 6:00 A.M.)"

(Allows commercial establishments to provide for solid waste collection before 6:00 A.M., under certain circumstances.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 20, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Carrino, Harris.

8-r.

The City Clerk presented Communication from Business Administrator Monteilh, received April 28, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Development' (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create the title of Assistant Real Estate Collection Officer Trainee and to delete the title of Rent Collection Analyst in the Department of Development.)"

(Assistant Real Estate Collection

Officer Trainee (35 Hours)

\$16,190.93 - \$18,714.08)

(Creating title to conform more to duties of employee and deleting old title.

Represented by Essex Council #1, Civil Service Association. No change in salary therefor no fiscal impact.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 20, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Carrino, Harris.

8-s.

The City Clerk presented Communication from Business Administrator Monteilh, received April 28, 1987, enclosing proposed "Ordinance amending an ordinance authorizing the execution of a lease agreement between the City of Newark, Lessor, and Newark Performing Arts Corporation, Lessee, for the letting of premises commonly known as 1012, 1014, 1016, 1018 and 1020 Broad Street, 12, 14, 16, 18, 20, 22, 24, 26 and 28 Chestnut Street and 79 and 81 Orchard Street, Newark, New Jersey, Block 883, Lots 32, 41, 46, 50 and 52."

(Sum of \$1. per year for ten years for period commencing October 15, 1986.

Number of items omitted or incorrectly stated in Ordinance 6-S & F-p and lease adopted January 7, 1987)

(Symphony Hall)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Mayor Sharpe James, Business Administrator Monteilh, Corporation Counsel Grant and Mr. Robert Van Fossan, Chairman and Executive Director of Mutual Benefit Life Insurance Company, Newark, at their special conference May 12, 1987 was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

8-t.

The City Clerk presented Communication from Business Administrator Monteilh, received April 9, 1987, enclosing proposed "Ordinance to amend Section 27:3-28, Use Regulations of Chapter 3, Article 6, Second Business Districts Regulations, and Section 27:3-44, of Chapter 3, Article 9, First Industrial District Regulations of Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To prohibit ship building.)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see pages 5 and 6 in the minutes of this meeting.)

✓ 8-u.

The City Clerk presented Communication from Business Administrator Monteilh, received April 28, 1987, enclosing proposed "Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1984, 1985 and 1986, on property owned by Philemon Missionary Baptist Church and located at 561-563 Elizabeth Avenue, Block 3643, Lot 8, Newark, New Jersey."

(\$10,753.76 including applicable fees and interest for years 1984, 1985 and 1986. Failed to file continuing statement for tax exemption status.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 20, 1987 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

✓ 8-v.

The City Clerk presented Proposed "Ordinance amending Title 2, Chapter 15, Council Rules."

A motion to table the ordinance was made by Councilman Grant, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

✓ 8-w.
(A.S.)

The City Clerk presented Proposed "Ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require applicants for a marriage license to obtain a serological test for antibodies to Human T-Cell Lymphotropic Virus, Type III (HTLV-III), the causative agent of Acquired Immunodeficiency Syndrome (AIDS)."

(For action on this item, see Ordinance 6-F-k on pages 1 and 2 in the minutes this meeting.)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

✓ 9-a.

The City Clerk presented Communication from Business Administrator Monteilh, received April 7 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor', (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To create the title of Principal Budget Examiner)."

(Principal Budget Examiner

(37½ Hours)

\$26,650.31 - \$32,393.17)

(Creating title inadvertently omitted from master ordinance on August 11, 1986. Grant funded position was formerly under Community Development Administration (M.P.D.O.). Represented by Essex Council #1, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 20, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

NEW BUSINESS ON THE CALENDAR.

None.

1105

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from April 7, 1987 to April 28, 1987:

BINGO LICENSESLICENSEELICENSE NUMBER

Babyland Nursery, Inc.	9472 (Amended)
Holy Name Society Sacred Heart Church	9601 (Amended)
Queen of Angels Catholic Church	9699 (Amended)
St. Aloysius Church	9714 (Amended)
St. Aloysius Roman Catholic Church General Committee	9723 (Amended)
St. Michael's Church	9732
St. Michael's Seton Library Guild	9733
St. Benedict Booster Club	9734
St. Rose of Lima Church	9735
St. Benedict Church	9740
Parents Association of St. Lucy's School	9745

SENIOR CITIZENS

Branch Brook Senior Citizens Club	47
Stephen Crane	48

RAFFLE LICENSES

Optimist Club of Ironbound - Newark	9694
Luso International Sports Association	9730
Alumni Association of New Jersey Institute of New Jersey	9731
Black Youth Organization	9736
Newark Branch NAACP	9737
Harriet Tubman Parents Athlete Club	9738
Boys and Girls Clubs of Newark, Inc.	9739
Ironbound Educational & Cultural Center	9741
Ironbound Educational & Cultural Center	9742
Branch Brook School	9743
United States Olympic Committee for New Jersey	9744

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Harris.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

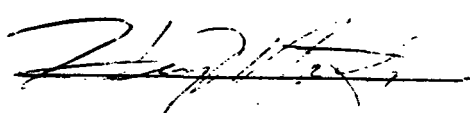
Absent During Roll Call: Councilman Harris.

The meeting adjourned at 4:05 P.M.

APPROVED


Robert P. Marasco

City Clerk



Henry Martinez

President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 3:55 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Grant, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Carrino, Harris, Rice.
(Councilman Harris arrived at 4:00 P.M.)

Deputy City Clerk Davis read letter dated May 8, 1987, from Council President Henry Martinez, calling for a special meeting of the Municipal Council for Tuesday May 12, 1987, at 1:00 P.M., or as soon thereafter as practical, for the purpose of **Introducing Amendments to the 1987 Municipal Budget.**

Deputy City Clerk Davis stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on May 12, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

- ✓ 7-R-a. (S) Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue, sum of \$7,700,000., Sale of City-owned Property; further, rescinding Resolution 7-R-d(S), March 13, 1987.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Carrino, Harris, Rice.

- ✓ 7-R-b. (S) Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue, sum of \$900,000., Reimbursement by Essex County for Jail Facilities; further, rescinding Resolution 7-R-h(S), March 13, 1987.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Carrino, Harris, Rice.

- ✓ 7-R-c. (S) Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$974,031.66., City of East Orange-PVSC.

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Carrino, Harris, Rice.

May 12, 1987

(Councilman Harris arrived at 4:00 P.M., after Resolution 7-R-f and requested to be recorded in the affirmative on this resolution.)

(Councilman Tucker requested to change his vote from the affirmative to not voting.)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Harris, Payne, Villani, President Martinez.

Not Voting: Councilman Tucker.

Absent: Councilmen Branch, Carrino, Rice.

- / 7-R-d. (S) Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$8,130,423.72., "Additional Payment Port Authority Lease"; further, rescinding Resolution 7-R-e(S), March 13, 1987.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Carrino, Harris, Rice.

- / 7-R-e. (S) Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$1,550,000., Sewer Service Charges.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Carrino, Harris, Rice.

- / 7-R-f. (S) Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$1,500,000., Municipal Court Fines.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Carrino, Harris, Rice.

(Councilman Harris arrived at 4:00 P.M.)

- / 7-R-g. (S) Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$500,000., South Side Interceptor Sewer.

A motion to adopt the resolution was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Carrino, Rice.

May 12, 1987

7-R-h. (S) Resolution requesting Director of Local Government Services to approve the anticipation of Non-Cash Surplus \$2,000,000.

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Harris, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Carrino, Rice.

7-R-1. (S) Resolution amending the Budget for the Year 1987 as approved March 13, 1987.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant.

Deputy City Clerk Davis read the following:

WHEREAS, the local Municipal Budget for the year 1987 was approved on the thirteenth day of March, 1987; and

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, it is desired to amend said approved budget;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Newark, County of Essex, that the following amendments to the approved budget of 1987 be made:

GENERAL REVENUES:

	<u>FROM</u>	<u>TO</u>
1. Surplus Anticipated	25,000,000.00	27,000,000.00
2. Surplus Anticipated with Prior Written Consent of Director of Local Government Services	-	2,000,000.00
Total Surplus Anticipated	25,000,000.00	29,000,000.00
3. Miscellaneous Revenues:		
Payments In Lieu of Taxes On State Exempt Property (NJSA 54:4-2.2a, et seq.)	2,580,658.00	1,719,449.00
Distressed Cities Funding	-	3,700,000.00
Port Newark Lease - Port of New York/ New Jersey Authority	10,500,000.00	12,000,000.00
State and Federal Revenues OFF-SET with Appropriations:		
State Aid - Principal and Interest on State School Building Act (Chap. 177, Law 1970)	1,600,000.00	1,701,000.00
State Aid - Building Aid Allowance for School	8,600,000.00	9,417,777.00
State Aid - Principal and Interest School Bonds (Chap. 10)	1,600,000.00	1,587,000.00
State Aid - Principal and Interest School Bonds (Chap. 74)	1,700,000.00	1,748,000.00

May 12, 1987

	<u>FROM</u>	<u>TO</u>
3. Miscellaneous Revenues (Cont.)		
State and Federal Revenues OFF-SET with Appropriations (Cont.)		
Supplemental Fire Services Program (Chap. 295, P.L. 1985)	-	447,089.80
New Jersey State Department of Health:		
Women, Infants and Children	-	540,600.00
Women, Infants and Children		29,000.00
Childhood Lead Poisoning Program	-	246,500.00
New Jersey State Department of Community Affairs:		
Municipal Public Safety Act of 1987 (Chap. 78, P.L. 1987)	-	630,632.92
Relocation Assistance Program	-	55,800.00
County of Essex - Department of Citizen Services:		
Division on Aging		
Nutrition Project for the Elderly	-	69,653.92
Nutrition Project for the Elderly	-	50,235.38
Nutrition Project for the Elderly	-	71,474.00
Nutrition Project for the Elderly	-	10,133.96
Five Percent Gross Receipts:		
Tax Trust Fund for Hazardous Waste Facilities:		
Hazardous Materials Emergency Response Training and Equip- ment Specification and Procure- ment Project	-	88,607.34
Robert Wood Johnson Foundation:		
Emergency Shelter for the Homeless	-	36,000.00
New Jersey Department of Education:		
Child Care Food Program	-	337,092.07
New Jersey State Department of Human Services:		
Division of Youth and Family Services		
Family Day Care Program	-	12,720.00

May 12, 1987

1110

	<u>FROM</u>	<u>TO</u>
3. Miscellaneous Revenues (Cont.)		
Other Special Items:		
Reserve for Sale of Foreclosed Property	6,700,000.00	7,700,000.00
Additional Newark Lease- Port of New York Authority	1,500,000.00	8,130,423.00
Reimbursement by Essex County for Jail Facilities	450,000.00	900,000.00
Additional Sewer Service Charge		1,550,000.00
Additional Contribution City of East Orange for Passaic Valley Sewer Maintenance		974,031.00
Additional Municipal Court Fines and Costs		1,500,000.00
Total Miscellaneous Revenues	183,546,637.35	203,569,198.74
4. Receipts from Delinquent Taxes	13,250,000.00	13,750,000.00
5. Subtotal General Revenues (Items 1, 2, 3 and 4)	221,796,637.35	246,319,198.74
6. Amount to be Raised by Taxes for Support of Municipal Budget:		
(a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	62,147,327.77	45,535,858.58
(b) Addition to Local District Tax	1,856,000.00	902,223.00
Total Amount to be Raised by Taxes for Support of Municipal Budget	64,003,327.77	46,438,081.58
7. Total General Revenues	285,799,965.12	292,757,280.32
8. General Appropriations		
(A) Operations - Within "CAPS"		
OFFICE OF THE MAYOR:		
Other Expenses:		
Services by Contract or Agreement	182,550.00	217,050.00
Materials and Supplies	22,500.00	25,500.00
Total - Other Expenses	223,050.00	260,550.00
New Jersey Institute of Technology	-	30,000.00
TOTAL - OFFICE OF THE MAYOR AND AGENCIES	6,511,831.00	6,579,331.00

May 12, 1987

8. General Appropriations (Continued)
 (A) Operations - Within "CAPS"

	<u>FROM</u>	<u>TO</u>
CITY CLERK AND MUNICIPAL COUNCIL:		
Office of the City Clerk:		
Other Expenses:		
Services by Contract or Agreement	817,680.00	1,416,380.00
Materials and Supplies	53,500.00	55,500.00
Equipment	48,800.00	373,800.00
 Total - Other Expenses	 919,980.00	 1,845,680.00
 Municipal Council:		
Salaries and Wages:		
Other Pay	36,000.00	45,000.00
 Total - Salaries and Wages	 1,623,955.00	 1,632,955.00
Other Expenses:		
Services by Contract or Agreement	684,000.00	700,500.00
Materials and Supplies	69,000.00	71,000.00
 Total - Other Expenses	 863,010.00	 881,510.00
 TOTAL - CITY CLERK AND MUNICIPAL COUNCIL	 5,109,974.00	 6,063,174.00
 DEPARTMENT OF ADMINISTRATION:		
Division of Personnel:		
Other Expenses:		
Miscellaneous	-	12,000.00
 Total - Other Expenses	 11,781,136.00	 11,793,136.00
Office Services:		
Salaries and Wages:		
Personnel Services	569,613.00	598,996.00
 Total - Salaries and Wages	 581,613.00	 610,996.00
Other Expenses:		
Service by Contract or Agreement	1,813,820.00	2,232,820.00
Materials and Supplies	245,200.00	248,200.00
 Total - Other Expenses	 2,403,520.00	 2,825,520.00
 TOTAL - DEPARTMENT OF ADMINISTRATION	 20,792,070.00	 21,255,453.00

May 12, 1987

1112

8. General Appropriations
(A) Operations - Within "CAPS"

	<u>From</u>	<u>To</u>
DEPARTMENT OF LAW:		
Corporation Counsel's Office:		
Other Expenses:		
Services by Contract or Agreement	234,417.00	284,417.00
Total - Other Expenses	275,063.00	325,063.00
TOTAL - DEPARTMENT OF LAW	1,670,042.00	1,720,042.00
DEPARTMENT OF FINANCE:		
Director's Office:		
Salaries and Wages:		
Personnel Services	342,709.00	343,909.00
Total - Salaries and Wages	345,709.00	346,909.00
Other Expenses:		
Services by Contract or Agreement	218,440.00	117,440.00
Materials and Supplies	5,300.00	6,300.00
Total - Other Expenses	223,740.00	123,740.00
Division of Accounts and Control:		
Salaries and Wages:		
Personnel Services	1,006,154.00	1,030,954.00
Total - Salaries and Wages	1,022,994.00	1,047,794.00
Employees' Retirement System:		
Salaries and Wages:		
Personnel Services	122,305.00	122,786.00
Total - Salaries and Wages	123,305.00	123,786.00
Other Expenses:		
Services by Contract or Agreement	67,764.00	70,764.00
Total - Other Expenses	72,639.00	75,639.00
TOTAL - DEPARTMENT OF FINANCE	3,121,289.00	3,050,770.00

1113

May 12, 1987

8. General Appropriations (Continued)
 (A) Operations - Within "CAPS"

	<u>FROM</u>	<u>TO</u>
DEPARTMENT OF GENERAL SERVICES:		
Division of Motors:		
Salaries and Wages:		
Personnel Services	1,627,746.00	1,612,746.00
 Total - Salaries and Wages	 1,727,746.00	 1,712,746.00
 Division of Public Buildings:		
Salaries and Wages:		
Other Pay	98,400.00	118,400.00
 Total - Salaries and Wages	 2,388,619.00	 2,408,619.00
 Other Expenses:		
Service by Contract or Agreement	3,801,721.00	4,241,721.00
Materials and Supplies	1,334,000.00	1,164,000.00
Miscellaneous	-	100,000.00
 Total - Other Expenses	 5,172,721.00	 5,542,721.00
 Division of Parks and Grounds:		
Other Expenses:		
Service by Contract or Agreement	185,600.00	205,600.00
Materials and Supplies	53,000.00	63,000.00
 Total - Other Expenses	 241,725.00	 271,725.00
 TOTAL - DEPARTMENT OF GENERAL SERVICES	 12,745,979.00	 13,150,979.00
 DEPARTMENT OF POLICE:		
Division of Police:		
Personnel Services	21,763,765.00	19,605,888.00
Other Pay	4,150,756.00	4,181,385.00
 Total - Salaries and Wages	 25,914,521.00	 23,787,273.00
 Other Expenses:		
Services by Contract or Agreement	699,700.00	735,700.00
Materials and Supplies	397,800.00	398,800.00
Equipment	91,700.00	99,450.00
 Total - Other Expenses	 1,189,200.00	 1,233,950.00
 Division of Alcoholic Beverage Control:		
Other Expenses:		
Materials and Supplies	2,500.00	5,060.00
Equipment	345.00	1,605.00
 Total - Other Expenses	 28,445.00	 32,265.00
 TOTAL - DEPARTMENT OF POLICE	 27,502,329.00	 25,423,651.00

May 12, 1987

1114

8. General Appropriations (Continued)
(A) Operations - Within "CAPS"

	<u>FROM</u>	<u>TO</u>
DEPARTMENT OF FIRE:		
Division of Fire:		
Salaries and Wages:		
Personnel Services	16,446,472.00	14,446,472.00
 Total - Salaries and Wages	 19,477,493.00	 17,477,493.00
 Other Expenses:		
Equipment	283,374.00	271,474.00
 Total - Other Expenses	 600,021.00	 588,121.00
 TOTAL - DEPARTMENT OF FIRE	 20,282,474.00	 18,270,574.00
 DEPARTMENT OF ENGINEERING:		
Director's Office:		
Salaries and Wages:		
Personnel Services	695,308.00	712,112.00
 Total - Salaries and Wages	 729,908.00	 746,712.00
 Other Expenses:		
Services by Contract or Agreement	3,062,184.00	3,072,656.00
 Total - Other Expenses	 3,080,904.00	 3,091,376.00
 Division of Sanitation:		
Salaries and Wages:		
Personnel Services	5,072,554.00	1,106,532.00
Other Pay	553,900.00	155,000.00
 Total - Salaries and Wages	 5,626,454.00	 1,261,532.00
 Other Expenses:		
Services by Contract or Agreement	5,932,628.00	2,275,000.00
Materials and Supplies	871,800.00	650,000.00
Equipment	51,500.00	-
 Total - Other Expenses	 6,855,928.00	 2,925,000.00
 Contract Administration:		
Other Expenses:		
Services by Contract or Agreement	1,069,695.00	1,969,695.00
 Total - Other Expenses	 1,089,415.00	 1,989,415.00
 TOTAL - DEPARTMENT OF ENGINEERING	 20,772,465.00	 13,403,891.00

May 12, 1987

8. General Appropriations
 (A) Operations - Within "CAPS"

	<u>From</u>	<u>To</u>
DEPARTMENT OF HEALTH AND HUMAN SERVICES:		
Director's Office:		
Other Expenses:		
Miscellaneous	105,000.00	155,000.00
Total - Other Expenses	141,550.00	191,550.00
Division of Community Health:		
(Board of Health - Local Health Agency):		
Other Expenses:		
Miscellaneous	600,000.00	695,000.00
Total - Other Expenses	1,090,573.00	1,185,573.00
Division of Environmental Health:		
Salaries and Wages:		
Personnel Services	855,001.00	878,300.00
Total - Salaries and Wages:	879,901.00	903,200.00
Division of Welfare:		
Salaries and Wages:		
Other Pay	9,000.00	10,000.00
Total - Salaries and Wages:	1,526,115.00	1,527,115.00
Division of Social Services:		
Other Expenses:		
Services by Contract or Agreement	67,300.00	66,700.00
Materials and Supplies	13,000.00	13,600.00
Division of Recreation and Cultural Affairs:		
Salaries and Wages:		
Other Pay	432,500.00	436,970.00
Total - Salaries and Wages	1,146,280.00	1,150,750.00
Other Expenses:		
Services by Contract or Agreement	163,712.00	381,412.00
Materials and Supplies	122,868.00	144,868.00
Miscellaneous	-	100,000.00
Total - Other Expenses	338,580.00	678,280.00
TOTAL - DEPARTMENT OF HEALTH AND HUMAN SERVICES	8,901,870.00	9,415,339.00

8. General Appropriations (Continued)
 (A) Operations - Within "CAPS"

	<u>FROM</u>	<u>TO</u>
DEPARTMENT OF LAND USE CONTROL:		
Inspector's Enforcement:		
(Fire Prevention and Life Safety)		
Other Expenses:		
Materials and Supplies	28,500.00	48,500.00
 Total Other Expenses	 95,353.00	 115,353.00
 Office of Boards and Commissions:		
Other Expenses:		
Services by Contract or Agreement	49,200.00	50,700.00
Total - Other Expenses	61,900.00	63,400.00
 Central Planning Board:		
Salaries and Wages:		
Personnel Services	35,000.00	40,000.00
Total - Salaries and Wages	35,000.00	40,000.00
 Licenses and Permit Bureau:		
Salaries and Wages:		
Personnel Services	220,673.00	203,870.00
Total - Salaries and Wages	220,673.00	203,870.00
TOTAL - DEPARTMENT OF LAND USE CONTROL	2,961,677.00	2,971,374.00
 UNCLASSIFIED PURPOSES:		
Other Expenses:		
Facility Improvement Program	208,151.00	708,151.00
Day Care Center	-	350,000.00
Total - Other Expenses	2,120,651.00	2,970,651.00
TOTAL - UNCLASSIFIED	7,020,651.00	7,870,651.00
Total Operations (Item 8(A)) within "CAPS"	139,420,039.00	131,202,617.00
Total Operations Including Contingent- within "CAPS"	139,420,039.00	131,202,617.00
Detail:		
Salaries and Wages	88,580,279.00	80,191,743.00
Other Expenses (Including Contingent)	50,839,760.00	51,010,874.00
 (1) Deferred Charges:		
Prior Year's Bills	81,021.56	385,234.26
Overexpenditures of Appropriations		
Reserves	-	132,581.85
Expenditures without Appropriations	-	64,120.03
Overexpenditures of Capital Ordinances	-	5,000.23

May 12, 1987

1117

<u>ITEM NO.</u>	<u>DESCRIPTION</u>	<u>YEAR</u>	<u>AMOUNT</u>	<u>ORGANIZATION TOTAL</u>
<u>DEPARTMENT OF ADMINISTRATION</u>				
<u>OFFICE SERVICES</u>				
	New Jersey Bell	1982	47,000.00	
	Garden State Business Machines	1984	<u>167.00</u>	47,167.00
<u>DEPARTMENT OF GENERAL SERVICES</u>				
<u>MOTORS</u>				
	Garden State Business Machines	1982	819.08	
	Garden State Business Machines	1983	750.00	
	Garden State Business Machines	1984	600.00	
	Garden State Business Machines	1985	<u>300.00</u>	2,469.08
<u>POLICE DEPARTMENT</u>				
<u>DIRECTOR'S OFFICE</u>				
	Edward L. Brooks	1983	7,790.30	
	Edward L. Brooks	1984	21,104.09	
	Edward L. Brooks	1985	23,897.31	
	Diana Figueroa	1985	<u>2,813.76</u>	55,605.46
<u>FIRE DEPARTMENT</u>				
<u>DIRECTOR'S OFFICE</u>				
	Robert Buccine	1985	1,343.20	
	William Carragher	1985	1,368.07	
	Edward Chrystal	1985	1,368.07	
	Edward Dunn	1985	1,392.95	
	Alfred Freda	1985	1,392.95	
	John Griggs	1985	1,392.95	
	David Kinnear	1985	1,417.81	
	Joseph Magnusson	1985	1,417.81	
	Albert Marasca	1985	1,417.81	
	James McCormick	1985	1,417.81	
	Alexander McGrory	1985	1,392.95	
	Robert Miller	1985	1,368.07	
	James Morgan	1985	1,403.87	
	Catalora Palestine	1985	1,417.81	
	Joseph Pierce	1985	1,343.20	
	James Raymond	1985	1,417.81	
	John Tartis	1985	1,392.95	
	John Valent	1985	<u>1,392.95</u>	25,059.04
<u>ENGINEERING</u>				
<u>SANITATION</u>				
	Lee Surgical Co.	1983	870.00	
	Lee Surgical Co.	1984	<u>100.80</u>	970.00
<u>HEALTH AND HUMAN SERVICES</u>				
<u>COMMUNITY HEALTH</u>				
	College of Medicine and Dentistry	1984	100,000.00	
	College of Medicine and Dentistry	1985	<u>32,179.00</u>	132,179.00

May 12, 1987

1118

ITEM NO.	DESCRIPTION	YEAR	AMOUNT	ORGANIZATION TOTAL
	<u>RECREATIONAL AND CULTURAL AFFAIRS</u>			
	Montclair State College		6,000.00	6,000.00
	<u>OFFICE OF THE CITY CLERK AND MUNICIPAL COUNCIL</u>			
	<u>MUNICIPAL COUNCIL</u>			
	Washington Bistro Management	1985	11.85	
	McKim Bowl	1985	119.60	
	Monroe Systems for Business	1985	439.48	
	Harrah's Marina Hotel Casino	1984	242.00	
	Kelco Printing	1985	2,738.60	
	Universal Stamp and Stationery Inc.	1985	1,738.07	
	Bridge Unit, Inc.	1985	624.77	5,914.57
	<u>FIRE</u>			
43.	Paul J. Adams	1984	314.76	
44.	George R. Adkins	1984	41.48	
45.	Phillip J. Alfano	1984	409.92	
46.	Lutner C. Allen	1984	427.00	
47.	Arnold H. Almaguer	1984	58.56	
48.	Michael A. Almaguer	1984	68.32	
49.	George J. Anderson	1984	36.60	
50.	Raymond J. Aneses	1984	65.88	
51.	Miriam Aquino	1984	46.36	
52.	Juan A. Aquino	1984	300.12	
53.	Charles Badolata	1984	17.08	
54.	John B. Banchan	1984	36.60	
55.	Robert J. Banta	1984	234.24	
56.	Eric Barnes	1984	36.60	
57.	Richard Bauman	1984	109.80	
58.	Frank Bellina	1984	24.40	
59.	John T. Benderoth	1984	124.44	
60.	Richard M. Bennett	1984	12.20	
61.	William E. Berger	1984	58.56	
62.	David Bettencourt	1984	41.48	
63.	Charles D. Bishop	1984	17.08	
64.	Joseph A. Bisagne 3rd	1984	17.08	
65.	Burton Blackney	1984	87.84	
66.	William Blum	1984	80.52	
67.	Richard D. Bogie	1984	107.36	
68.	David L. Bolden	1984	65.88	
69.	Warren J. Bongo	1984	29.28	
70.	Robert Bouie	1984	41.48	
71.	Leo J. Brochu	1984	75.64	
72.	Dennis Brophy	1984	12.20	
73.	Anthony Brown	1984	63.44	
74.	William E. Brownlee	1984	95.16	
75.	Nicholas Bruno	1984	36.60	
76.	Bernard Buggs	1984	12.20	

1113

May 12, 1987

ITEM NO.	DESCRIPTION	YEAR	AMOUNT	ORGANIZATION TOTAL
	<u>FIRE CONTINUED</u>	1984	17.08	
77.	Henderson T. Bullock	1984	68.32	
78.	Kevin Burkhardt	1984	70.76	
79.	Richard F. Burkhardt	1984	24.60	
80.	William R. Burkhardt	1984	58.56	
81.	Robert C. Burns	1984	36.60	
82.	Thomas P. Butler	1984	70.76	
83.	Timothy M. Byers	1984	80.52	
84.	Daniel P. Cahill	1984	70.76	
85.	Mark J. Cahill	1984	104.92	
86.	Joseph J. Camasta, Jr.	1984	68.32	
87.	Edward A. Camuso	1984	92.72	
88.	Raymond P. Carriere	1984	81.00	
89.	John M. Casey	1984	192.76	
90.	Ralph G. Castelluccio	1984	17.04	
91.	Aurelio D. Catalano	1984	34.16	
92.	Samuel J. Cauca	1984	165.92	
93.	Edward Cauffield	1984	41.48	
94.	Robert C. Cauffield, Jr.	1984	58.56	
95.	Martin P. Cawley	1984	92.72	
96.	Michael Cawley	1984	12.20	
97.	Frank M. Cerami, Jr.	1984	92.72	
98.	Dennis M. Christy	1984	607.76	
99.	John S. Cifelli	1984	561.20	
100.	Robert J. Clark	1984	102.48	
101.	Dominick V. Columbo	1984	29.28	
102.	James B. Conlon	1984	175.68	
103.	Michael A. Cosentino	1984	75.64	
104.	Thomas J. Cosgrove	1984	17.08	
105.	Paul J. Comm	1984	58.56	
106.	Michael T. Cox	1984	61.00	
107.	Paul M. Cox	1984	19.52	
108.	Glenn S. Crane	1984	41.48	
109.	Anthony J. Crecco	1984	146.60	
110.	William Critchley	1984	78.08	
111.	Willie T. Curry	1984	80.52	
112.	Joseph D'Alise	1984	70.76	
113.	Clifford Dainty	1984	104.92	
114.	Phillip A. Daly	1984	307.44	
115.	William K. Daly	1984	165.92	
116.	Robert S. De Froschia	1984	87.84	
117.	Charles C. De Lillo	1984	41.48	
118.	Joseph V. De Masi	1984	65.68	
119.	John R. Degnan	1984	268.40	
120.	John J. Del Rosso	1984	63.44	
121.	John E. Delk	1984	34.16	
122.	Christopher Dell'i Santi	1984	80.52	
123.	William J. Deveraux	1984	82.96	
124.	John P. Devlin	1984	58.56	
125.	Robert B. Di Silvestro	1984	222.04	
126.	Daniel F. Dobrzelecki	1984		

May 12, 1987

1120

<u>ITEM NO.</u>	<u>DESCRIPTION</u>	<u>YEAR</u>	<u>AMOUNT</u>	<u>ORGANIZATION TOTAL</u>
<u>FIRE CONTINUED</u>				
127.	John Doll	1984	34.16	
128.	Joseph R. Donatiello	1984	531.92	
129.	Rocco M. Donatiello	1984	70.76	
130.	Martin J. Donnelly	1984	80.52	
131.	Joseph F. Dougert	1984	12.20	
132.	William Dougherty	1984	12.20	
133.	Kevin Dowd	1984	58.56	
134.	Charles P. Duetsch	1984	82.96	
135.	John C. Duffy	1984	24.40	
136.	Frank Dugan	1984	41.48	
137.	Edward J. Dunham	1984	387.96	
138.	Patrick Durkin	1984	246.44	
139.	Stanley A. Dziadosz	1984	34.16	
140.	James F. Edger	1984	58.56	
141.	Augustine Emposimato	1984	197.64	
142.	Norman J. Esparolini	1984	58.56	
143.	Carmine Fallone	1984	58.56	
144.	Raymond A. Fallone	1984	34.16	
145.	Idris J. Faruq	1984	34.16	
146.	George R. Faux	1984	87.84	
147.	John A. Fedash	1984	46.36	
148.	George T. Feeley	1984	104.92	
149.	Robert A. Ferrari	1984	109.80	
150.	Elton Fisher	1984	29.24	
151.	Joseph C. Fisher	1984	102.48	
152.	Kenneth L. Foley	1984	117.12	
153.	Stanley L. Ford	1984	53.68	
154.	Anthony Francavilla	1984	58.56	
155.	Robert A. Fraser	1984	12.20	
156.	Richard L. Freeman	1984	70.76	
157.	Robert T. Frey	1984	251.32	
158.	Richard Gajewski	1984	258.64	
159.	Anthony G. Garcia	1984	17.08	
160.	Arthur Garrett	1984	41.48	
161.	Edward G. Gartland	1984	117.12	
162.	Frank J. Gess	1984	58.56	
163.	Scott B. Gerow	1984	12.20	
164.	Albert J. Gesualdo	1984	129.32	
165.	Thomas Gillen	1984	75.64	
166.	Donald J. Gilmartin	1984	17.08	
167.	Anthony M. Giorgio	1984	17.08	
168.	James R. Gritschke	1984	36.60	
169.	Leonard J. Guidera	1984	12.20	
170.	Robert M. Hague	1984	134.20	
171.	Albert J. Hamfeldt	1984	17.08	
172.	Michael Hamfeldt	1984	36.60	
173.	Timothy Hamfeldt	1984	70.76	
174.	David Harris	1984	24.40	
175.	James Harris	1984	12.20	
176.	Kenneth J. Hart	1984	41.48	
177.	Maurice Hawkins	1984	75.64	
178.	George V. Hayes	1984	51.24	

1121

May 12, 1987

<u>ITEM NO.</u>	<u>DESCRIPTION</u>	<u>YEAR</u>	<u>AMOUNT</u>	<u>ORGANIZATION TOTAL</u>
	<u>FIRE CONTINUED</u>			
179.	Robert L. Hayes	1984	41.48	
180.	William Hayes	1984	85.40	
181.	Ronald Heath	1984	153.72	
182.	Richard Heinze	1984	24.40	
183.	Ralph Herring, Jr.	1984	104.92	
184.	William P. Holey	1984	246.44	
185.	Mark Hopkins	1984	17.08	
186.	Thomas Hughes	1984	24.40	
187.	Alfred Hughes	1984	104.92	
188.	Calvin Hunt	1984	17.08	
189.	John Hurie	1984	24.40	
190.	Nicholas Januzelli	1984	29.28	
191.	James Imposimato	1984	17.08	
192.	Thomas Ippolito	1984	12.20	
193.	Calvin Jackson	1984	12.20	
194.	Hilton Januse	1984	195.20	
195.	Don Richard Janusz	1984	58.56	
196.	Frank Janusz	1984	46.36	
197.	Marvin Jefferson	1984	46.36	
198.	James Jennings	1984	124.44	
199.	Earl Johnson	1984	75.64	
200.	Steven Johnson	1984	34.16	
201.	David Jones	1984	51.24	
202.	Jacqueline Jones	1984	36.60	
203.	Lloyd Jones	1984	17.08	
204.	Nathaniel Jones	1984	63.44	
205.	Michael Joyce	1984	24.40	
206.	Thomas Joyce	1984	136.64	
207.	Harry Kapinoski	1984	34.16	
208.	Thomas Kelly	1984	34.16	
209.	Richard Kietty	1984	34.16	
210.	Kevin Killeen	1984	63.44	
211.	Memphis King	1984	107.36	
212.	Frank Kisselman	1984	246.44	
213.	William Knapp	1984	253.76	
214.	Carl Kondroski	1984	41.48	
215.	Robert Kondroski	1984	12.20	
216.	Michael Kormash	1984	46.36	
217.	John Kossakowski	1984	51.24	
218.	Vincent Kuhn	1984	236.38	
219.	Joseph Lange	1984	58.56	
220.	Robert Langevin	1984	104.92	
221.	Gerard Lardiere	1984	58.56	
222.	Louis Mercado	1984	58.56	
223.	Thomas Mertz	1984	46.36	
224.	Mitchell Moyer	1984	29.28	
225.	Anthony Miedler	1984	53.68	
226.	Michael Miggins	1984	29.28	
227.	Clinton Miller	1984	48.80	
228.	Garreth Miller	1984	24.40	
229.	George Miranda	1984	95.16	
230.	John Missaggia	1984	92.72	

May 12, 1987

1122

<u>ITEM NO.</u>	<u>DESCRIPTION</u>	<u>YEAR</u>	<u>AMOUNT</u>	<u>ORGANIZATION TOTAL</u>
<u>FIRE CONTINUED</u>				
231.	Donald Mitchell	1984	24.40	
232.	Michael Mitchell	1984	29.28	
233.	Peter Maloney	1984	36.60	
234.	Louis Manfra	1984	63.44	
235.	Phillip Manne	1984	48.80	
236.	Sidney Marble	1984	24.40	
238.	Hector Marrero	1984	17.08	
239.	Norman Marrow	1984	34.16	
240.	Jerry Lippolis	1984	12.20	
241.	George Livingston	1984	36.60	
242.	Louis Lodato	1984	122.00	
243.	Anthony Lopes	1984	65.88	
244.	James Lynch II	1984	402.60	
245.	John Lynch	1984	156.16	
246.	Donald MacPhee	1984	502.64	
247.	William Mackin	1984	200.08	
248.	James Maguire	1984	41.48	
249.	Michael Martino	1984	58.56	
250.	Frederick Masucci	1984	58.56	
251.	Albert Mauriello	1984	34.16	
252.	Anthony Mauriello	1984	109.80	
253.	Michael McCarthy	1984	68.32	
254.	William McCarthy	1984	24.40	
255.	Francis X. McCrone	1984	48.80	
256.	James McDonnell	1984	46.36	
257.	Harold McIntosh	1984	46.36	
258.	John Meehan	1984	251.32	
259.	William Melodick	1984	51.24	
260.	Joseph Montalbano	1984	58.56	
261.	William Murnane	1984	12.20	
262.	Florent Natale	1984	161.04	
263.	William Nolen	1984	34.16	
264.	James Noll	1984	75.64	
265.	Patrick O'Connor	1984	46.36	
266.	Kevin O'Grady	1984	58.56	
267.	Ronald O'Neill	1984	46.36	
268.	Patrick Oliveto	1984	129.32	
269.	Bruce Palmer	1984	46.36	
270.	Samuel Pappalardo	1984	68.32	
271.	Joseph Parzanese	1984	34.16	
272.	Fred Paskas	1984	46.36	
273.	John Paulson	1984	75.64	
274.	Alexander Pawelczyk	1984	92.72	
275.	Richard Pentimone	1984	100.04	
276.	Robert Pepe	1984	68.32	
277.	George Perdon	1984	58.56	
278.	Ivo Perez	1984	63.44	
279.	Anthony Peters	1984	58.56	
280.	Ronald Petracco	1984	34.16	
281.	Peter Petrone	1984	17.08	

May 12, 1987

<u>ITEM NO.</u>	<u>DESCRIPTION</u>	<u>YEAR</u>	<u>AMOUNT</u>	<u>ORGANIZATION TOTAL</u>
	<u>FIRE CONTINUED</u>			
282.	Joseph Pezza	1984	41.48	
283.	George Planka	1984	24.40	
284.	Carl Pinal	1984	24.40	
285.	Eugene A. Poole	1984	24.40	
286.	Michael Popik	1984	61.00	
287.	Gregory A. Powell	1984	12.20	
288.	Daniel W. Prachar	1984	78.08	
289.	John Prachar	1984	29.28	
290.	Andrew M. Prachar, Jr.	1984	24.40	
291.	Henry E. Przybrowicz	1984	165.92	
292.	Wayne S. Pugh	1984	70.76	
293.	Valentine B. Pures	1984	92.72	
294.	Eugene M. Quigley	1984	34.16	
295.	Wilfred T. Quist	1984	75.64	
296.	Joseph Racioppi, Jr.	1984	24.40	
297.	Rosario C. Raffa	1984	34.16	
298.	Kevin Rafferty	1984	107.36	
299.	Richard A. Reddick III	1984	17.08	
300.	Otis Reeves	1984	107.36	
301.	Philip Reilly	1984	48.80	
302.	Richard Restaino	1984	53.68	
303.	John C. Reynolds, Jr.	1984	48.80	
304.	Benjamin Ricciardi	1984	409.92	
305.	Martin Richardson	1984	70.76	
306.	John G. Riker	1984	41.48	
307.	Robert Robbins	1984	290.36	
308.	William J. Robshaw	1984	175.68	
309.	Hector A. Rodriguez	1984	34.16	
310.	Paul E. Rodriguez	1984	85.40	
311.	Robert W. Rommels	1984	17.08	
312.	Wayne Rosetti	1984	70.76	
313.	Gerard Rotunda, Jr.	1984	92.72	
314.	Raymond A. Rudy	1984	212.28	
315.	Steve Ruffolo	1984	12.20	
316.	John Salvato	1984	341.60	
317.	Jaime Sanchez	1984	53.68	
318.	Quentin G. Seams	1984	36.60	
319.	Patrick M. Scappaguaricio	1984	41.48	
320.	Richard F. Schoemer	1984	12.20	
321.	John J. Scofield	1984	87.84	
322.	Robert Selvig	1984	34.16	
323.	Frederick D. Shackelford	1984	12.20	
324.	Ernest J. Sharkey	1984	48.80	
325.	Rudy J. Skoczinski	1984	34.16	
326.	Richard J. Spressler	1984	58.56	
327.	George M. Stevenson, Jr.	1984	82.96	
328.	James M. Stewart	1984	24.40	
329.	Neal L. Stoffers	1984	29.28	
330.	Raymond Stoffers	1984	17.08	

May 12, 1987

<u>ITEM NO.</u>	<u>DESCRIPTION</u>	<u>YEAR</u>	<u>AMOUNT</u>	<u>ORGANIZATION TOTAL</u>
<u>FIRE CONTINUED</u>				
331.	Joseph Straile	1984	12.20	
332.	William J. Tansey	1984	58.56	
333.	James A. Titcomb	1984	17.08	
334.	Robert Tittle	1984	48.80	
335.	Harry B. Tokanos	1984	70.76	
336.	Robert C. Tomczyk	1984	34.16	
337.	Andrew Trustowski	1984	104.92	
338.	Vito M. Vicino	1984	104.92	
339.	Carmino Villano	1984	228.92	
340.	Donald S. Volkert	1984	24.40	
341.	Herbert C. Volkert	1984	234.24	
342.	Raymond L. Wallace	1984	12.20	
343.	William H. Ward	1984	65.88	
344.	Bernard Washington	1984	131.76	
345.	Robert C. Werdann	1984	122.08	
346.	Jonathan Wheeler	1984	104.92	
347.	Gregory B. Whithead	1984	222.04	
348.	Robert L. Whitner	1984	75.64	
349.	John Wielgoms	1984	92.72	
350.	James P. Wiggins	1984	58.56	
351.	Arthur D. Willes	1984	24.40	
352.	Michael Witte	1984	24.40	
353.	Raymond J. Witte III	1984	444.08	
354.	Joseph J. Zagorski	1984	251.32	
355.	Arthur R. Zieser	1984	34.16	
356.	Joseph R. Zjawn	1984	12.20	
357.	Ralph R. Giovenco	1984	24.40	
358.	William Glogola, Jr.	1984	34.16	
359.	Stanley M. Goglia	1984	65.88	
360.	Edmund J. Gorman	1984	222.04	
361.	James J. Gorman	1984	24.40	
362.	Salvatore M. Gornelli	1984	12.20	
363.	Walter Gray	1984	34.16	
364.	Harold H. Green, Jr.	1984	180.56	
365.	Arthur J. Griggs	1984	36.60	
	Garden State Business Machines	1984	<u>713.52</u>	28,285.55
<u>DEPARTMENT OF ADMINISTRATION</u>				
<u>CENTRAL PURCHASE</u>				
	Garden State Business Machines	1984	<u>565.00</u>	<u>563.00</u>
GRAND TOTAL				<u>\$304,212.70</u>

May 12, 1987

	<u>FROM</u>	<u>TO</u>
8. GENERAL APPROPRIATIONS:		
2. STATUTORY EXPENDITURES:		
Consolidated Police and Firemen's Pension Fund	2,638,323.00	2,438,323.00
Public Employees Retirement System State - City	988,878.00	1,488,878.00
Total Deferred Charges and Statutory Expenditures-Municipal within "CAPS"	23,821,404.40	24,627,319.21
(H-1) Total General Appropriations for Municipal Purposes within "CAPS"	164,141,443.40	156,729,936.21
Sanitation, Solid Waste Removal		
Salaries and Wages:		
Personnel Services	-	4,117,032.00
Other Pay	-	553,900.00
Total-Salaries and Wages	-	4,670,932.00
Other Expenses:		
Services by Contract or Agreement	-	10,550,650.00
Materials and Supplies	-	224,200.00
Equipment	-	76,100.00
Total-Other Expenses	-	10,850,950.00
Total-Sanitation, Solid Waste Removal	-	15,521,882.00
Refuse Disposal:		
Chapter 27		
Refuse Disposal:		
Chapter 278 P.L. 1981		
Recycling Act	92,122.00	-
Chapter 306 P.L. 1981 and Chapter 38 P.L. 1985		
Sanitary Landfill		
Facility Closure and Contingency Fund Act	1,635,159.00	-
Rate Averaging (HMDC)		
(N.J.S.A. 40A:4-45.3)	2,546,741.00	-
Maintenance of Free Public Library	6,282,610.00	6,382,610.00
Chapter 22 Laws of 1985		
Purchase of Police Vehicles	300,000.00	345,000.00
Sale of Foreclosed Property and Municipal Assets:		
Department of Police:		
Salaries and Wages:		
Other Salaries and Wages	5,200,000.00	5,800,000.00
Department of Fire:		
Salaries and Wages:	1,500,000.00	1,900,000.00
Total Sale of Foreclosed Property	6,700,000.00	7,700,000.00
Service Contract:		
New Jersey Institute of Technology	30,000.00	-

May 12, 1987

1126

8. General Appropriations (Continued)
 (A) Operations - Excluded from "CAPS"

	<u>FROM</u>	<u>TO</u>
Distressed Cities Funding:		
Department of Police:		
Division of Police:		
Personnel Services	-	2,100,000.00
Department of Fire:		
Division of Fire:		
Personnel Services	-	1,600,000.00
Total - Distressed Cities Funding	-	3,700,000.00
State and Federal Programs Off-Set by Revenues		
New Jersey Department of Community Affairs:		
Relocation Assistance Grant	-	55,800.00
Relocation Assistance - Match	29,150.00	55,800.00
Supplemental Safe Neighborhoods Program - Firefighters		
State Share	-	447,089.80
City Share	337,712.00	111,773.00
Safe and Clean Supplemental Program		
Police Officers - City Share	-	337,712.00
Municipal Public Safety Act of 1987 (CH. 78 P.L. 1987)		
Police		
Salaries and Wages	-	630,632.92
New Jersey Department of Health:		
Woman, Infants and Children Supplemental Food Program	-	540,600.00
Childhood Lead Poisoning Prevention and Control	-	246,500.00
Woman, Infants and Children Supplemental Food Program	-	29,000.00
County of Essex - Division on Aging:		
Nutrition Project for the Elderly	-	69,653.92
Nutrition Project for the Elderly	-	50,235.38
Nutrition Project for the Elderly	-	71,474.00
Nutrition Project for the Elderly	-	10,133.96
Five Percent Gross Receipts Tax Trust:		
Fund for Hazardous Waste Facilities:		
Hazardous Materials Emergency Response Training and Equipment Specifications and Procurement Project	-	88,607.34
New Jersey State Department of Human Services		
Division of Youth and Family Services:		
Family Day Care Program	-	12,720.00
Day Care Center - Match	350,000.00	-
New Jersey Department of Education:		
Child Care Food Program	-	337,092.07
Robert Wood Johnson Foundation:		
Homeless Health Center Project	-	36,000.00

May 12, 1987

1127

8. General Appropriations (Continued)
(A) Operations - Excluded from "CAPS"

	<u>FROM</u>	<u>TO</u>
TOTAL OPERATIONS - EXCLUDED FROM "CAPS"	60,376,033.28	78,852,855.67
Detail:		
Salaries and Wages:	19,962,502.97	29,964,067.89
Other Expenses	40,413,530.31	48,888,787.78

8. General Appropriations
(C) Capital Improvements - Excluded from "CAPS"

	<u>From</u>	<u>To</u>
Capital Improvement Fund	4,500,000.00	500,000.00
Acquisition of Property	-	3,500,000.00
Total Capital Improvements Excluded from "CAPS"	4,500,000.00	4,000,000.00
(H-2) Total General Appropriations for Purposes Excluded from "CAPS"	77,934,521.72	95,911,344.11
(O) Total General Appropriations - Excluded from "CAPS"	93,290,521.72	111,267,344.11
(L) Subtotal General Appropriations (Items (H1) and (O))	257,431,965.12	267,997,280.32
(M) Reserve for Uncollected Taxes	28,368,000.00	24,670,000.00
(9) Total General Appropriations	285,799,965.12	292,667,280.32

(10) DEDICATED REVENUES FROM WATER UTILITY:

Operating Surplus Anticipated	10,015,394.00	12,586,962.00
Total Operating Surplus Anticipated	10,015,394.00	12,586,962.00
Rents	23,000,000.00	21,121,759.18
Total-Water Utility Revenues	34,015,394.00	34,708,721.18

(11) APPROPRIATIONS FOR WATER UTILITY:

Operating:		
Division of Water Supply:		
Salaries and Wages:		
Personnel Services	3,951,514.00	3,982,989.00
Total-Salaries and Wages	4,317,314.00	4,348,789.00
Wanaque-Ramapo Maintenance and Operation Contract for Newark Share	6,800,000.00	4,048,029.00
Wanaque South	-	2,751,971.00
Debt Service:		
Interest on Bonds	1,905,108.00	2,505,160.00

May 12, 1987

	<u>FROM</u>	<u>TO</u>
Deferred Charges and Statutory Expenditures:		
DEFERRED CHARGES:		
Prior Years Bills	-	4,283.00
Bond Sale Costs	-	6,154.13
Overexpenditures		51,363.05
 Total Water Utility Appropriations	 34,015,394.00	 34,708,721.18

BE IT FURTHER RESOLVED, that three copies of this resolution be filed forthwith in the Office of the Director, Division of Local Government Services for his certification of the 1987 Local Municipal Budget as amended.

BE FURTHER RESOLVED, that this complete amendment, in accordance with the provisions of N.J.S. 40A:4-9, be published in The Star Ledger, May 20, 1987, and that said publication contain notice of public hearing on said amendments to be held in the Newark City Hall, May 26, 1987, at 11:00 A. M.

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the Governing body on the twelfth day of May, 1987.

<u>ITEM NO.</u>	<u>DESCRIPTION</u>	<u>YEAR</u>	<u>AMOUNT</u>	<u>ORGANIZATION TOTAL</u>
	<u>DEPARTMENT OF WATER UTILITY</u>			
	<u>WATER SUPPLY</u>			
	P.M. Doremus Chemical Co., Inc.	1985	\$4,283.00	\$4,283.00
	TOTAL			\$4,283.00

The Deputy City Clerk: The amendments to the 1987 Local Municipal Budget of the City of Newark will be published in the Star Ledger issue of May 20, 1987. Three copies of the amending resolution in proper form, certified by me as having been adopted by the Governing Body, will be submitted to the Director of Local Government Services for examination and certification. The Municipal Budget will not be finally adopted until the certificate of the Director of Local Government Services has been received approving such amending resolution (N.J.S. 40A:4-10)

President Martinez stated, on behalf of the Municipal Council, "Today the City Council will introduce its amendments to the 1987 budget, and I'm pleased to announce that our revisions have resulted in an overall tax rate of \$13.35, a decrease of 238 points over the Mayor's proposed tax rate of \$15.73. I would like to commend my colleagues who worked on these amendments, and I know we will continue to work to trim the budget even more prior to its final adoption on May 26th. Newark residents should know that under the Council's revisions, the City of Newark will employ 50 additional police officers, a drastic revision when compared to the budget proposed by the Mayor which called for the termination of 49

1129

May 12, 1987

police officers. Of course, many of these amendments were made possible by the Board of Education's decision to accept the Council's proposed 10 million dollar budget cut without appeal. Therefore, I would like to commend once again the Council Members who worked in conjunction with the Board Members to reach that agreement. Under the Council's amendments property owners will pay an increase of about 4% this year over 1986, which certainly also assists tenants, instead of a 22% increase in property taxes which could have been passed on to the tenants. Public hearings for the budget will be heard on May 26th. Be assured that your elected officials will diligently work for trimming the budget even more and putting your tax dollars to the best possible use."

The motion to adopt the resolution was declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Carrino, Rice.

A lengthy discussion was held between the Members of the Municipal Council.

ADJOURNMENT.

12-a.

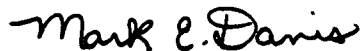
A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Carrino, Rice.

This meeting adjourned at 4:10 P.M.

APPROVED:



Mark E. Davis
Deputy City Clerk



Henry Martinez
President

Newark, New Jersey, May 13, 1987

1130

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 3:45 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Carrino, Harris, Payne, Tucker, Villani,

President Martinez.

Absent: Councilmen Branch, Rice, Grant.

Deputy City Clerk Davis read letter dated May 11, 1987, from Council President Henry Martinez, calling a special meeting of the Municipal Council for Wednesday, May 13, 1987, at 2:00 P.M., or as soon thereafter as practical, in the Council Chamber, City Hall, to consider the following legislation:

Resolution authorizing Corporation Counsel to enter into contract with Carella, Byrne, Bain & Gilfillan, 6 Becker Farm Road, Roseland, New Jersey 07068, for purpose of litigating issue of keeping landfills in the Hackensack Meadowlands open and preventing the construction of prohibitively expensive transfer stations; further, authorizing Corporation Counsel in consultation with Director of Engineering to seek whatever technical and professional assistance is necessary to support efforts noted above; legal and professional fees shall not exceed \$30,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a))

Deputy City Clerk Davis stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on May 11, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a. (S) Resolution authorizing Corporation Counsel to enter into contract with Carella, Byrne, Bain & Gilfillan, 6 Becker Farm Road, Roseland, New Jersey 07068, for purpose of litigating issue of keeping landfills in the Hackensack Meadowlands open and preventing the constructing of prohibitively expensive transfer stations; further, authorizing Corporation Counsel in consultation with Director of Engineering to seek whatever technical and professional assistance is necessary to support efforts noted above; legal and professional fees shall not exceed \$30,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

A motion to amend the resolution by adding thereto, "the resolution and contract will be void if certificate of funds is not received" was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Branch, Grant, Rice.

A motion to adopt the resolution, as amended, was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Harris, Payne, Tucker, Villani, President Martinez.

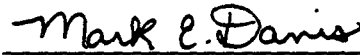
Absent: Councilmen Branch, Grant, Rice.

May 13, 1987

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Grant, Rice.

This meeting adjourned at 3:47 P.M.

APPROVED:

Mark E. Davis
Deputy City Clerk



Henry Martinez
President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:15 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Councilman Ralph T. Grant, Jr.

President Martinez called the meeting to order and asked for roll call.

Present: Councilman Branch, Grant, Rice, Tucker, President Martinez, Deputy City Clerk Mark E. Davis, Deputy Clerk of the Municipal Council, Assistant Corporation Counsel Marilyn Williams and Detective James Reid, Sergeant-At-Arms.

Absent: Councilmen Carrino, Harris, Payne, Villani.

(Councilman Harris arrived 8:19 P.M.)

(Councilmen Carrino, Payne and Villani arrived 8:21 P.M.)

Deputy City Clerk Davis stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on May 15, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

(Councilman Harris arrived 8:19 P.M.)

4-a.

The Deputy City Clerk presented **Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator for month of March, 1987.**

A motion that the Report of Contracts Awarded as recommended by Purchasing Agent and approved by Business Administrator be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Villani.

4-b.

The Deputy City Clerk presented **Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator for month of April, 1987.**

A motion that the Report of Contracts Awarded as recommended by Purchasing Agent and approved by Business Administrator be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Villani.

4-c.

The Deputy City Clerk presented **Copy of Minutes of Meeting of Board of Adjustment, held March 24, 1987.**

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Villani.

MAY 20, 1987

4-d.

The Deputy City Clerk presented **Copy of Minutes of Meeting of Board of Adjustment held April 7, 1987.**

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Villani.

4-e.

The Deputy City Clerk presented **1986 Annual Report of the Newark Fire Department**

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Villani.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The Deputy City Clerk read **An ordinance requiring mandatory separation, at the source, of recyclables for the purpose of collection and sale by the City.**

(Curbside Program for separation of commercially generated used corrugated containers in the Central Business District and household generated recyclables, specifically, used newspapers, glass bottles, food and beverage cans from the residents of the City of Newark for the purpose of recycling.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Director of Engineering Zach met with the Council February 17, 1987)

(Engineering Director Zach met with the Council May 19, 1987.)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Villani.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1987.

A motion to consider Resolution 7-R-bb at this time was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Payne, Villani.

7-R-bb.

Resolution recognizing and commending various community volunteers for their outstanding contributions to the success of the Central Ward Conference held in February 1987.

(Councilmen Carrino, Payne, and Villani arrived 8:21 P.M.)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to several of the volunteers in attendance.

Ms. Anne Helms, on behalf of the community volunteers, thanked the Members of the Council for this recognition.

A motion to consider Resolution 7-R-bc at this time was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-bc.

Resolution recognizing and commending the Ironbound Bandits Women's Hockey Team for their outstanding athletic achievements.

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to members of the team, the coach and President of the organization.

One of the recipients of the resolution thanked the Members of the Council for this presentation.

A motion to consider Resolution 7-R-bd at this time was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-bd.

Resolution recognizing and commending Ronald Nelinson for his outstanding athletic achievements and its contributions to the leadership development of Newark's Youth.

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilwoman Villani, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Nelinson.

Mr. Nelinson expressed his thanks to the Members of the Municipal Council for this commendation.

A motion to consider Resolution 7-R-bz (A.S.) at this time was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-bz.
(A.S.)

Resolution recognizing and commending the Newark Swim Team, Inc. for its outstanding athletic achievements and its contributions to the leadership development of Newark's youth.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilwoman Villani, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to the members of the team and their coaches.

One of the recipients of the resolution, on behalf of the swim team, expressed their appreciation for this resolution.

1135

✓ 6-F-b.

The Deputy City Clerk read **An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6-S & F-g) adopted May 4, 1977 as amended and supplemented. (To create the title of Senior Receptionist, Typing.)**

(Senior Receptionist, Typing

(35 Hours)

1

\$12,776 - \$15,531.30)

(New title being created in Law Department. Represented by Essex Council #1, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1987.

✓ 6-F-c.

The Deputy City Clerk read **An ordinance amending Title 23, Traffic and Parking, Chapter 5, Parking, Stopping and Standing Generally, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To add a new section prohibiting parking within twenty feet of any mechanical refuse container equipment).**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with the Council May 19, 1987.)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1987.

✓ 6-F-d.

The Deputy City Clerk read **An ordinance to amend "An ordinance to amend and supplement Title Two, Administration, Chapter One, Organization of City Government and Chapter Two, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by reorganizing offices and departments in City Government, and amending and repealing sections therein, (6-S & F-a (S-1)) adopted July 16, 1986, by amending Section 2:1-3 (a) Offices."**

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1987.

A motion to consider Resolution 7-R-bh at this time was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

7-R-bh.

Resolution recognizing and commending the Frontiers International Club of Newark on the occasion of its 30th Annual Awards Breakfast.

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

6-F-e.

The Deputy City Clerk read An ordinance authorizing the execution of a lease between New Community Corporation, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 765-767 South Orange Avenue, Block 4207, Lots 13 and 14, for the sum of \$3,900. per year for a period of one (1) year(s). (February 1, 1987 through January 31, 1988; mini-precinct police station.) (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1987.

6-F-f.

The Deputy City Clerk read An ordinance authorizing the execution of a lease between Tyrone Lucius, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 1009 Bergen Street, Block 3664, Lots 1 and 2, for the sum of \$2,880., per year for a period of one (1) year(s).

(February 1, 1987 through January 31, 1988; mini-precinct station)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1987.

6-F-g.

The Deputy City Clerk read An ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1985 and 1986, on property owned by Mount Calvary Independent Holy Church located at 90-96 Holland Street, Block 304, Lot 1, Newark, New Jersey.

(\$11,619.82 and \$12,496.42, including applicable fees and interest for years 1985 and 1986; tax exempt status not granted for 1985 and 1986 because Mount Calvary Independent Holy Church had not properly set forth facts showing property was used exclusively for religious and charitable purposes)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1987.

6-F-h.

The Deputy City Clerk read An ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 2, Automobile Parking Lots Open to the General Public; Section 1, Definitions; Chapter 14, Shoe Shine Parlors and Cigar Stores; Section 6, License Fees; Exemptions; Chapter 20, Public Garages; Section 6, Term of License; License Fee; Renewal of License; and Chapter 22, Tire Repair Shops; Section 6, License Fee, Term of License, Renewal of License; of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Payne.

Councilman Tucker indicated this amendment increased license fees.

Councilman Payne, through the chair, requested that the Deputy City Clerk invite Code Enforcement to a future special conference to discuss closing tire shops that are operating illegally; and Councilman Rice requested, through the Chair, that the Deputy City Clerk communicate with the Law Department requesting them to prepare an ordinance addressing these problems.

The motion was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1987.

6-F-i.

The Deputy City Clerk read An ordinance to amend and supplement Title 5, Amusements and Amusement Businesses; Chapter 2, Coin-operated Amusement Devices; Section 8, Transfer of License; of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the Deputy City Clerk to invite Business Administrator Monteilh, Land Use Director McLucas, Licenses and Permits Manager Kerr to meet with the Council at its June 3, 1987 pre-meeting conference was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-j.

The Deputy City Clerk read An ordinance to amend and supplement Title 5, Amusements and Amusement Businesses; Chapter 2, Coin-operated Amusement Devices; Section 6, Transfer License Fee; Term of License, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the Deputy City Clerk to invite Business Administrator Monteilh, Land Use Director McLucas, Licenses and Permits Manager Kerr to meet with the Council at its June 3, 1987 pre-meeting conference was made by Councilman Tucker, seconded by Councilman Branch.

Councilman Tucker opined that stores that housed these amusement machines should be licensed so they could be better regulated.

After a lengthy discussion, President Martinez directed the Deputy City Clerk to forward Councilman Payne's comments on Ordinances 6-F-i and 6-F-j to Mayor Sharpe James.

The motion to defer action on the ordinance was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-k.

The Deputy City Clerk read An ordinance to amend an ordinance entitled, "Ordinance creating positions in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To delete certain position titles). (Ordinance deleting titles previously existing in M.O.E.T. No fiscal impact since titles no longer exist.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1987.

6-F-1.

The Deputy City Clerk read **An ordinance to amend Title 20, Police and Fire Departments, Chapter 1, Police Department, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To adjust the compensation for members of the Alcoholic Beverage Control Board)**

(\$3,000. per year payable in four quarterly installments; compensation based upon number of meetings attended by each member in proportion to number of meetings held by board during each quarter, effective August 11, 1986.)

(Adjusting salary erroneously listed in Ordinance 6-S & F-f (S-1) July 16, 1986 for Members of Alcoholic Beverage Control Board. Fiscal Impact \$1,000.; not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1987.

6-F-m.

The Deputy City Clerk read **An ordinance amending and supplementing Title 13A of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To permit and regulate the collection of solid waste, under certain circumstances, before 6:00 A.M.)**

(Allows commercial establishments to provide for solid waste collection before 6:00 A.M., under certain circumstances.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with Council May 19, 1987)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1987.

6-F-n.

The Deputy City Clerk read **An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Development" (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create the title of Assistant Real Estate Collection Officer Trainee and to delete the title of Rent Collection Analyst in the Department of Development.)**

(Assistant Real Estate Collection

Officer Trainee (35 Hours) (1) \$16,190.93 - \$18,714.08)

(Creating title to conform more to duties of employee and deleting old title.

Represented by Essex Council #1, Civil Service Association. No change in salary therefor no fiscal impact.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1987.

6-F-o.

The Deputy City Clerk read An ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1984, 1985 and 1986 on property owned by Philemon Missionary Baptist Church and located at 561-563 Elizabeth Avenue, Block 3643, Lot 8, Newark, New Jersey.

(\$10,753.76 including applicable fees and interest for years 1984, 1985 and 1986. Failed to file continuing statement for tax exemption status.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1987.

6-F-p.

The Deputy City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor", (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To create the title of Principal Budget Examiner).

(Principal Budget Examiner

(37½ Hours)

(2)

\$26,650.31 - \$32,393.17)

(Creating title inadvertently omitted from master ordinance on August 11, 1986.

Grant funded position was formerly under Community Development Administration (M.P.D.O.) Represented by Essex Council #1, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1987.

A motion to consider Item 9-c on Ordinances on First Reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-q.

The Deputy City Clerk read An ordinance to amend Title 2, Chapter 14, Personnel Practices and Policies, Article 3, Longevity Pay Program, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By clarifying definition of permanent employee).

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1987.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinance on public hearing, second reading and final passage.

6-Ph, S & F-a.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of Boston Street, as laid out 60 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of South Orange Avenue to 25 feet northerly.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That all that portion, part and parcel of Boston Street, as laid out 60 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of South Orange Avenue to 25 feet northerly, shall be vacated as a public street or Right-of-Way; however, reserving to Public Service Electric and Gas Company and to the City of Newark the right of entry and easement for the entire length and total width of Boston Street for the purpose of relaying, rebuilding, reconstructing, or maintaining their respective electric, gas, water, and sewer utilities and appurtenances thereto, now laid or to be laid within the above described easement reservation area for said street to be vacated. The erection, construction or placing of any building, vault or structure which will interfere with the laying, relaying, rebuilding, reconstructing or maintenance of existing or additional electric, gas, water and sewer utilities and their appurtenances are prohibited and contrary to this ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map, known and designated as Map No. 1786-V, dated 9 March, 1987 is on file in the Office of the Director, Department of Engineering.

SECTION 2. That this street vacation is being made pursuant to a contract between the City of Newark and K. Hovnanian at Newark II, Inc. for the purpose of Hovnanian undertaking a redevelopment project which includes the vacation of Boston Street (Site A). Hovnanian shall be required to acquire title to the vacated portion of Boston Street in accordance with the contract approved by Resolution 7RB (S-2) dated October 21, 1986.

SECTION 3. It is hereby expressly agreed that K. Hovnanian at Newark II, Inc. will submit to the Director of Engineering, for his approval, a design for a cul-de-sac to be built 25 feet from the northerly line of So. Orange Avenue within one (1) year from the date of the publication of this ordinance. If said cul-de-sac is not completed within the one year period, the Director of Engineering shall prepare an ordinance revoking this vacation.

SECTION 4. That this ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

SECTION 3. That this ordinance shall take effect upon adoption and publication in accordance with law.

1141

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council requesting to know why Mayor Sharpe James gave a contract to Hovnanian.

President Martinez indicated he had not seen the contract referred to by Ms. Roberson and directed the Deputy City Clerk to forward Ms. Roberson's remarks to Mayor James and Corporation Counsel Grant for their attention.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-b.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance ratifying and authorizing the execution of a lease agreement between the Leaguers, Inc., Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 731 Clinton Avenue, Block 3010, Lot 43, for the sum of \$23,760. per year for a period of twelve (12) months.

WHEREAS, the premises commonly known as 731 Clinton Avenue, Block 3010, Lot 43, on the Official Tax Maps and Tax Duplicate (year 1986), of the City of Newark, New Jersey, is needed for public purposes; and,

WHEREAS, the City of Newark, Tenant, and the Leaguers, Inc., Landlord, desire to enter into a lease agreement for the premises, commonly known as 731 Clinton Avenue, Block 3010, Lot 43, for a period beginning January 1, 1987 and ending December 31, 1987 for the sum of \$23,760.00.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Municipal Council of the City of Newark hereby ratifies the lease agreement between the City of Newark, Tenant, and the Leaguers, Inc., Landlord, for the leasing of the premises, commonly known as 731 Clinton Avenue, Block 3010, Lot 43, for the period beginning January 1, 1987 to the adoption of this Ordinance.

Section 2. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with the Leaguers, Inc., for the leasing of the premises, commonly known as 731 Clinton Avenue, Block 3010, Lot 43, pursuant to N.J.S.A. 40A:12-15, from the date of the adoption of this Ordinance to December 31, 1987.

Section 3. The City of Newark shall, as consideration for said lease agreement, pay the owner the sum of \$23,760.00, in equal monthly installments, for the term of the lease, beginning January 1, 1987 and ending December 31, 1987.

Section 4. A copy of the lease agreement is attached hereto and made part hereof.

Section 5. A copy of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 7. Attached hereto is a Certification from the Municipal Comptroller in the amount of \$5,940.00 which represents the amount encumbered for the 1987 Temporary Budget. No funds will be expended under the Contract in excess of \$5,940.00 unless and until there is received from the Municipal Comptroller a Certification indicating that funds have been appropriated for the balance of the Contract.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance ratifying and authorizing the execution of a lease agreement between the Salvation Army, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 138 Clifford Street, Block 972, Lot 25, for the sum of \$11,220. per year for a period of twelve (12) months.

WHEREAS, the premises commonly known as 138 Clifford Street, Block 972, Lot 25, on the Official Tax Maps and Tax Duplicate (year 1986), of the City of Newark, New Jersey, is needed for public purposes; and,

WHEREAS, the City of Newark, Tenant, and the Salvation Army, Landlord, desire to enter into a lease agreement for the premises, commonly known as 138 Clifford Street, Block 972, Lot 25, for a period beginning January 1, 1987 and ending December 31, 1987 for the sum of \$11,220.00.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Municipal Council of the City of Newark hereby ratifies the lease agreement between the City of Newark, Tenant, and the Salvation Army, Landlord, for the leasing of the premises, commonly known as 138 Clifford Street, Block 972, Lot 25, for the period beginning January 1, 1987 to the adoption of this Ordinance.

Section 2. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with the Salvation Army, Landlord, for the leasing of the premises, commonly known as 138 Clifford Street, Block 972, Lot 25, pursuant to N.J.S.A. 40A:12-15, from the date of the adoption of this Ordinance to December 31, 1987.

Section 3. The City of Newark shall, as consideration for said lease agreement, pay the owner the sum of \$11,220.00, in equal monthly installments, for the term of the lease, beginning January 1, 1987 and ending December 31, 1987.

Section 4. A copy of the lease agreement is attached hereto and made part hereof.

Section 5. A copy of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 7. Attached hereto is a Certification from the Municipal Comptroller in the amount of \$2,805.00 which represents the amount encumbered for the 1987 Temporary Budget. No funds will be expended under the Contract in excess of \$2,805.00 unless and until there is received from the Municipal Comptroller a Certification indicating that funds have been appropriated for the balance of the Contract.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of premises commonly known as 30-32 Walnut Street, Block 880, Lots 1, 3; 44-46 Walnut Street, Block 880, Lot 11; 281 Mulberry Street, Block 880, Lot 27; 285-87, 289 and 291 Mulberry Street, Block 880, Lots 30, 32 and 33, pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 30-32 Walnut Street, Block 880, Lots 1, 3; 44-46 Walnut Street, Block 880, Lot 11; 281 Mulberry Street, Block 880, Lot 27; 285-87, 289, 291 Mulberry Street, Block 880, Lots 30, 32, 33, on the Official Tax Map and Tax Duplicate (year 1987) of the City of Newark, New Jersey is not needed for public purposes by the City of Newark.

Section 2. That the premises commonly known as 30-32 Walnut Street, Block 880, Lots 1, 3; 44-46 Walnut Street, Block 880, Lots 11; 281 Mulberry Street, Block 880, Lot 27; 285-87, 289, 291 Mulberry Street, Block 880, Lots 30, 32, and 33, be sold to the United States Government through the General Services Administration, a body corporate and politic, by private sale for the amount of Two Hundred and Eighteen Thousand dollars (\$218,000.00) pursuant to the provisions of N.J.S.A. 40A:12-13 (b) (1).

Section 3. That the fair market value of the aforementioned properties have been independently appraised by the City at One Hundred and Eighty-Eight Thousand dollars (\$188,000.00).

Section 4. From the proceeds of said sale there is to be paid all outstanding liens and encumbrances estimated by the City not to exceed Thirty Thousand dollars (\$30,000.00).

Section 5. That the Director of Finance be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 6. That a copy of the executed deed shall be placed on file in the Office of the City Clerk and in the Law Department.

Section 7. This ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to where the people from the Walnut Street premises were relocated to and if they received assistance.

Councilman Tucker indicated the residents were relocated by the City but it was uncertain whether they had received relocation assistance.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 2, Administration, Chapter 2, Offices of the Mayor and Agencies, Section 40.4 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented (By establishing rules and procedures for minority business enterprises and women business enterprise set-aside program)

WHEREAS, the State of New Jersey has enacted legislation authorizing municipalities to establish set-aside programs for "qualified minority business enterprises" and for "qualified women's business enterprises"; and

WHEREAS, minority business enterprises and women's business enterprises were and continue to be under-represented as contractors, subcontractors and vendors in contracts awarded by the City for the purchase of goods and services; and

WHEREAS, the opportunity for full participation in City contracts by minority group members and by women is essential for their economic development and the improvement of the economy of the City of Newark; and

WHEREAS, the State of New Jersey, Department of Commerce and Economic Development and the Department of Treasury have promulgated Rules to administer the set-aside programs, N.J.A.C. 17:12-6.1; and

WHEREAS, the City of Newark had previously enacted an Ordinance pursuant to P.L. 1985 C482 to establish a minority business enterprise and women business enterprise set-aside program; and

1145

WHEREAS, the City of Newark wishes to amend its Ordinance to be in compliance with the Rules promulgated by the State of New Jersey, Department of Commerce and Economic Development and the Department of Treasury and to outline the procedures and rules to implement said program.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 2. Administration Chapter 2, Office of the Mayor and Agencies, Section 40.4 of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented, be further amended and supplemented to read in its entirety as follows:

2:2-40.4. Minority Business Enterprises (MBE) and Women Business Enterprises (WBE) set-aside program.

(A) Goals of the set-aside program

(1) Pursuant to P.L. 1985 c. 482, the City of Newark hereby establishes minority business enterprise set-aside and a women business enterprise set-aside progress program as a means of achieving the goal herein adopted.

(2) There is hereby established a goal of awarding no less than 25% of City Contracts to minority owned businesses for the purchase of goods and services. In determining compliance with the 25% goal, the aggregate cost of all such contracts within a fiscal year shall be considered.

(3) There is hereby established a goal of awarding no less than 7% of the City Contracts to women owned businesses for the purchase of goods and services. In determining compliance with the 7% goal, the aggregate cost of all such contracts within a fiscal year shall be considered.

(4) The goal of 25% for minority owned business and 7% for female owned business participation in City Contracts for the purchase of goods and services may be attained through (a) direct contracts with minority women's business enterprises; (b) requiring non-minority, non-women contractors to sub-contract a portion of their total contracts to minority or women's business enterprises; or (c) joint ventures.

(5) The percentage of the dollar value of the City's total procurement to be filled by means of these set-aside programs and the process for achieving same, shall be determined by the Affirmative Action Officer after review by the Business Administrator. By February 1st of each year, the Affirmative Action Officer shall meet with the various procurement agencies, budget director and the law department to determine what aggregate procurements are to be made by the City and what contracts for goods, equipment, construction or services shall be designated for the MBE and WBE set-aside programs. The Mayor shall make a report to the Municipal Council indicating the goods and contracts to be included in that fiscal year.

(6) A "set-aside Contract" is herein defined as a contract or subcontract specifically designated by the City of Newark as being for minority businesses and/or female business.

(7) The Mayor shall promulgate appropriate regulations to insure that the goals set forth in this ordinance are implemented by the City. A copy of these regulations shall be placed on file in the Office of the City Clerk.

(B) Standards of eligibility for minority businesses and female businesses.

(1) A business may be eligible as a minority business, a female business, or any combination of the two.

(2) In order to be eligible as a minority business or female business, a business must both have its principal place of business in New Jersey and be independently owned and operated.

a. For purposes of these rules, a business shall be deemed to have its principal place of business in New Jersey.

i. When it has been either incorporated or registered to do business in New Jersey; and

ii. When either 51 percent or more of its employees work in New Jersey, as evidenced by the payment of New Jersey unemployment taxes, or 51 percent or more of its business activities take place in New Jersey, as evidenced by its payment of income or business taxes, if the business has been in operation for one year or more.

b. For purposes of these rules, a business shall be deemed independently owned and operated, if its management is responsible for both its daily and its long term operation, and if its management owns at least 51 percent interest in the business.

(3) In order to be eligible as a minority business, a business must be a sole proprietorship, partnership or corporation at least 51 percent of which is owned and controlled by persons who are Black, Hispanic, Portuguese, Asian American, American Indian or Alaskan natives, which are defined as follows:

a. Black American: having origins in any of the black racial groups of Africa.

b. Hispanic American: a person of Mexican, Puerto Rican, Cuban, Central or South American or other Spanish culture or origin, regardless of race.

c. Asian American: a person having origins in any of the original people of the Far East, Southeast Asia, and Indian subcontinent, Hawaii or the Pacific Islands.

d. American Indian or Alaskan native: a person having origins in any of the original peoples of North America and who maintains cultural identification through tribal affiliation or community recognition.

e. Portuguese American: A person of Portuguese, Brazilian, or other Portuguese culture or origin, regardless of race.

4. In order to *be eligible* as a female business, a business must be a sole proprietorship, partnership or corporation at least 51 percent of which is owned and controlled by women.

(C) Registration procedures for minority businesses and female businesses."

(1) Any business which seeks to register as a minority business and/or female business must apply to the Office of Affirmative Action. For these purposes, the Affirmative Action Officer shall prepare a Vendor Registration Form. This form shall be available from the Office of Affirmative Action and the Division of Purchase.

1147

From a compilation of these Vendor Registration Forms, the Affirmative Action Officer shall maintain a minority business enterprise and women business enterprise master list which shall contain the names and addresses of all eligible businesses for the set aside program. This list shall be updated and made current on, as a minimum requirement, a yearly basis.

(2) As part of its application to the Office of Affirmative Action, a business shall reasonably document its principal place of business and independent status, and, as appropriate, the character of its ownership. Where available, this documentation should include appropriate forms or reports otherwise submitted to or issued by State and Federal agencies, such as employee or affirmative action reports filed with the New Jersey Department of Labor or certificates of incorporation issued by the New Jersey Department of State.

a. If an applicant fails to complete fully the Vendor Registration Form or to document its application may be delayed or rejected.

b. If an applicant knowingly supplies incomplete or inaccurate information, the applicant shall be disqualified and may be subject to other penalties described in N.J.A.C. 17:12-6.8.

(D) Notification Requirements and Procurement Process.

(1) When a business is accepted by the Office of Affirmative Action as a minority business or female business, the business will be added by the Office of Affirmative Action onto the set-aside vendors lists which shall be used in determining whether the City has fulfilled its contracting goals, and shall be used in soliciting bids or contracts set-aside for minority business and/or female businesses and other purchasing and contracting situations. There will be no limits to the number of business on the various Minority Business and Female Business bidders lists. Each eligible applicant will be placed on that list or those lists for which it is qualified.

(2) When a business is accepted as a minority business and/or female business, that business may bid on contracts which are specifically set aside under this Ordinance.

(3) Each contracting agency shall make a good faith effort to obtain the goals established by the Administration. Contracting agency shall be defined as the Local Purchasing Agency, the Director of the Department of Engineering, and any other agency involved in the total procurement process.

(E) Award standards and the Affirmative Action Officer's responsibility for monitoring Purchasing Agent Compliance with these provisions.

(1) Any contract specifically set aside for minority and/or female businesses must be competitively bid, either through public advertising or through informal bidding, and may be awarded only if responsive bids from at least three qualified bidders are received.

(2) The Specifications for a set-aside contract shall clearly and conspicuously state that an award may go only to a business duly registered with and approved by the Office of Affirmative Action.

a. The Specifications shall further state that a bidder who is not already approved, may submit a bid but then must apply to the Office of Affirmative Action for approval as a minority or female business enterprise as appropriate, no later than the bid opening date and, in order to be eligible for an award, must be approved by the Office of Affirmative Action no later than five working days after the bid opening date. The Specifications shall state that if, for whatever reason, there is no approval of that bidder from the Office of Affirmative Action, no later than five working days from the bid opening date, the City shall reject that bid without any obligation or recourse to the bidder.

(3) The Affirmative Action Officer shall have the responsibility for approving all solicitations of bid prior to their offering by the Purchasing Agent. The Affirmative Action Officer shall further indicate his approval on all contracts entered into by the Purchasing Agent prior to their execution by the City and/or the submission of contracts to the Municipal Council for its review and approval.

(4) All bids may be rejected on a set-aside contract and the contract may be rebid as an ordinary contract where:

a. In evaluating the female and/or minority business bids, the Purchasing Agent determines that acceptance of any of the bids would subject the City to an unreasonable expense, or to a contract otherwise unacceptable pursuant to the City's contracting and purchasing laws and rules; or

b. The Purchasing Agent does not receive at least two bids from qualified vendors approved as female and/or minority businesses, as appropriate; and

c. The Minority Business Enterprises or Female Business Enterprise knowingly supplied false information on the business and the contract would not otherwise have been awarded.

(5) Immediately after rejecting all bids, the Purchasing Agent may, without any delay, rebid the contract as an ordinary award. Female and minority businesses bidders may participate in this rebidding process.

(F) Annual Report.

(1) The Manager of the Office of Affirmative Action shall submit an annual report to the Municipal Council by January 31 of each year describing the City's effort in attaining the set-aside goals and the percentage of the dollar value of total procurements awarded under this ordinance.

(2) The Clerk of the Municipal Council shall publish a list of the City's attainments under this ordinance by March 1st of each year in at least one newspaper circulating in the City of Newark.

1149

Section 2. Any Ordinance or parts thereof which is inconsistent with the provision herein shall be repealed.

Section 3. The provisions of this ordinance are declared to be severable and if any section, sentence, clause, or phrase of this ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses and phrases of this ordinance but they shall remain in effect.

Section 4. This Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. RICHARD CAMMARIERI, 85 FOREST HILL PARKWAY, NEWARK, NEW JERSEY, addressed the Municipal Council in support of this ordinance.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

, 6-Ph, S & F-f.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1985 and 1986, on property owned by New Life Deliverance Church and located at 94-100 Grafton Avenue, Block 766, Lot 20, Newark, New Jersey.

WHEREAS, New Life Deliverance Church, is a New Jersey corporation organized under Title 16, of New Jersey statutes as a religious non-profit corporation; and

WHEREAS, New Life Deliverance Church, purchased property located at 94-100 Grafton Avenue, Block 766, Lot 20, Newark, New Jersey on October 28, 1982.

WHEREAS, the premises located at 94-100 Grafton Avenue have been used from the date of acquisition exclusively for religious and charitable purposes; and

WHEREAS, the aforesaid properties have at all times been entitled to exemption from payment of real property taxes as set forth in the affidavit of Vivian Carr, Pastor New Life Deliverance Church, attached hereto; and

WHEREAS, New Life Deliverance Church, represents that it inadvertently failed to file an initial statement for the years 1985 and 1986; and

WHEREAS, there was due and owing taxes in the amount of \$1,836.78 including applicable fees and interest for year 1985; and there is due and owing taxes in the amount of \$1,667.90 including applicable fees and interest for year 1986.

1159

WHEREAS, N.J.S.A. 54:4-3.6c provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why a timely claim was not filed, return all taxes collected on property owned by one or more associations or corporations organized exclusively for charitable or religious purposes, which would have been exempt pursuant to N.J.S.A. 54:4-3.6c had timely claim been made therefore; and

WHEREAS, on December 3, 1986, taxes, plus interest for year 1985, in the sum of \$1,836.78 were paid by New Life Deliverance Church, on property located at 94-100 Grafton Avenue, Newark, New Jersey; and

WHEREAS, there are due and owing taxes in the amount of \$1,667.90 including applicable fees and interest for the year 1986 on the property located at 94-100 Grafton Avenue, Block 766, Lot 20:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That by copy of this Ordinance, the Tax Assessor of the City of Newark, be and is hereby authorized to remove the tax assessment, for the years 1985 and 1986, on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. That the Tax Collector of the City of Newark cancel taxes in the total amount of \$3,504.68, including applicable fees and interest for the years 1985 and 1986 on the property noted above, owned by New Life Deliverance Church pursuant to the provisions of N.J.S.A. 54:4-3.6c.

3. That the Tax Collector return all taxes collected on the aforesaid property in the sum of \$1,836.78, for year 1985.

4. This ordinance shall take effect upon final passage and publication according to the laws of State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the redevelopment and the feasibility of relocation for City Tax Block 766, Lots 1, 2, 3, 4, 44, 42, 41, 39, 37 and 36.

1151

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve by Resolution on April 6, 1987, which is annexed hereto, a Redevelopment Plan for City Tax Block 766, Lots 1, 2, 3, 4, 44, 42, 41, 39, 37 and 36 (hereinafter called "**Area**"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the Central Planning Board, City of Newark, New Jersey has submitted to the Municipal Council, City of Newark, New Jersey, its resolution, certification and recommendation respecting the Redevelopment Plan for the area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendation; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the aforesaid Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the Plan.

Section 3. That it is hereby found and determined that the Redevelopment Plan for the Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the area by private enterprise.

Section 4. That in order to facilitate the implementation of the Redevelopment Plan for the Area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Redevelopment Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan, and take appropriate action upon proposals and measures designed to effectuate said Plan.

Section 5. That development activity shall only be related to City Tax Block 766, Lots 1, 2, 3, 4, 44, 42, 41, 39, 37 and 36 and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that City of Newark intends to develop such surrounding areas.

Section 6. That the Redevelopment Plan for the area having been duly reviewed and considered is hereby approved, and the City Clerk be and is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 7. That the Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

1152

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require applicants for a marriage license to obtain a serological test for antibodies to human t-cell lymphotropic virus, type III, (HLTV-III), the causative agent of acquired immunodeficiency syndrome (AIDS).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Before any person, who now is or may hereafter be authorized by law to issue marriage licenses, shall issue any such license, each applicant therefor shall file with him a certificate signed by a physician licensed to practice medicine and surgery in all its branches in this State or any other state or in any other territory of the United States, or the District of Columbia, or by a commissioned medical officer on active duty with the Armed Forces of the United States or with the public Health Service, which certificate shall state that the applicant has submitted to an approved serological test for antibodies of human T-cell lymphotropic virus, type III, the causative agent of acquired immunodeficiency syndrome; and that the physician has notified in writing the contracting parties of the result of this test. The physician signing such certificate shall set forth his office address therein and such certificate shall be valid for 30 days from the date of the approved serological tests or from the date of the last approved serological test if the tests are not completed on the same date. A physician licensed to practice medicine and surgery in all its branches in the State of New Jersey shall submit to the person authorized by law to issue marriage licenses, a statement over his signature that the female applicant for the license is near the termination of her pregnancy or the death of one or both applicants is imminent and that he has taken blood samples adequate for serological testing from such applicant or applicants, excepting those whose death is imminent and forwarded same to the Department of Health and Human Services laboratory, in which case a certificate shall not be required of such applicant or applicants prior to issuance of a license.

Section 2. The above mentioned certificate shall contain a statement signed by the person in charge of the laboratory making the test, or other person authorized by the laboratory to sign such certificates, setting forth the test performed, the date thereof, the name and address of the person whose blood was tested, and certifying that said laboratory is approved for performance of serological tests for antibodies to human T-cell lymphotropic virus by the State Department of Health or the Armed Forces of the United States or the Public Health Service, or by the Department of health of the District of Columbia, or of the territory or state in which the laboratory is situated. The applicant shall also sign a statement on the certificate setting forth that he is the applicant referred to therein.

1153

Section 3. For purposes of this ordinance an approved serological test for antibodies to human T-cell lymphotropic virus means a test for human T-cell lymphotropic Virus, type III, the causative agent of acquired immunodeficiency syndrome, performed in a laboratory in this State approved to make that test by the department or the health department of the state of territory of the United States or the District of Columbia wherein it is located, or at a laboratory of the Armed Forces of the United States or the United States Public Health Service.

Section 4. Any applicant for a marriage license, physician, or representative of a laboratory who shall misrepresent any of the facts on the "Premarital Certificate Form: or a physician's statement, submitted in lieu thereof, or the notice to the contracting parties concerning the test for antibodies to human T-cell lymphotropic virus, type III, prescribed by this ordinance or any licensing officer who shall fail to receive the "Premarital Certificate Form", or a physician's statement, submitted in lieu thereof, or who shall have reason to believe that any of the facts thereon has been so misrepresented, and shall nevertheless issue a marriage license; or any person who shall otherwise fail to comply with the provisions of this ordinance shall be subject to a penalty of not less than \$100.00 nor more than \$1,000.00 to be recovered with costs, in a civil action of debt by and in the name of the City of Newark Department of Health and Human Services.

Section 5. Nothing in this ordinance shall prohibit a licensing officer from issuing a marriage license to an applicant with a positive result to the serological test for antibodies to human T-cell lymphotropic virus, type III.

Section 6. All prior ordinances or parts of prior ordinances which are inconsistent herewith are hereby repealed.

Section 7. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. EDWARD MARTONE, EXECUTIVE DIRECTOR, AMERICAN CIVIL LIBERTIES UNION OF NEW JERSEY, 38 WALNUT STREET, NEWARK, NEW JERSEY, addressed the Municipal Council in opposition to this ordinance. He indicated that compulsory testing would have few advantages and many disadvantages. He pointed out that even the most sophisticated tests available can produce false positives.

MS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council in opposition to this ordinance.

MS. MICHELLE MORRIS, 266 SEYMOUR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council in support of this ordinance.

No one else appearing, a motion to close the hearing and defer action on the ordinance and directing the Deputy City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, Health and Human Services Director Foster-Struggs, State Department of Health Commissioner Coyle and University of Medicine and Dentistry of New Jersey President, Dr. Stanley Bergen, Jr. to meet with the Council at its May 29, 1987 special conference was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-Ph, S & F-i.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second and final passage:

Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the year 1986, property owned by Pride of Newark Lodge No. 93 located at 176-178 Clinton Avenue, Newark, New Jersey.

WHEREAS, Pride of Newark Lodge No. 93, is a New Jersey corporation organized under Title 16, of New Jersey statutes as a charitable, non-profit corporation; and

WHEREAS, Pride of Newark Lodge No. 93, purchased property located at 176-178 Clinton Avenue, (Block 2802, Lot 47), on September 29, 1975.

WHEREAS, the premises located at 176-178 Clinton Avenue have been used from date of acquisition exclusively for charitable purpose; and

WHEREAS, the aforesaid property has at all times been entitled to exemption from payment of real property taxes as set forth in the Affidavit of William Byrd, Exalted Ruler Pride of Newark Lodge No 93; and

WHEREAS, Pride of Newark Lodge No. 93, represents that it failed to file a timely claim for continued tax exemption; and

WHEREAS, the Tax Assessor did not grant tax exempt status to the aforesaid property located at 176-178 Clinton Avenue for the year 1986 because, Pride of New Lodge No. 93 did not timely file a continuing exemption statement.

WHEREAS, there are due and owing taxes in the amount of \$4,670.12 including applicable fees and interest for the year 1986 on the property located at 176-178 Clinton Avenue, Block 2802, Lot 47); and

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That by copy of this Ordinance, the Tax Assessor of the City of Newark, be and is hereby authorized to remove the tax assessment, for year 1986, on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. That the Tax Collector of the City of Newark cancel taxes in the amount of \$4,670.12, including applicable fees and interest for the year 1986 on the property noted above, owned by Pride of Newark Lodge No. 93, the pursuant to the provisions of N.J.S.A. 54:4-3.6.

3. This ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the amendment to the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the amendment and adopt the ordinance, as amended, on second reading and final passage was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-j.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond Ordinance supplementing Ordinance Number 6-S & F-b (S-3) adopted July 16, 1986 entitled, "Bond Ordinance for the design and construction of a water filtration treatment facility and appurtenances and improvements related thereto designated as capital project number 2084; appropriating \$28,000,000 and authorizing the issuance of \$20,000,000 bonds or notes of the City of Newark, County of Essex, New Jersey for said purpose and amending and supplementing a capital ordinance authorizing a \$4,000,000 appropriation from the City of Newark Municipal Water Utility and Water Supply System Capital Improvement Fund for said project and rescinding a previous Ordinance Number 6-S & F-bb finally adopted June 25, 1985." To provide for an increase in the appropriation and the debt authorization for a total appropriation of \$41,845,530 and a total debt authorization of \$31,845,530; said general improvement authorized to be undertaken in and by the City of Newark, in the County of Essex, New Jersey.
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Debt Statement approved by Division of Local Government Services)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-k.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended and supplemented. (To create the title of Garage Attendant in the Department of Engineering).

(Garage Attendant
(40 Hours) 1 \$7.72 - \$8.15 - \$8.72)
(Civil Service Reclassification. Represented by Local 6. Fiscal Impact \$4,260.
Replaces common title of Laborer)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-l.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create certain position titles in the Department of Engineering).

(Data Processing Programmer
(35 Hours) (1) \$24,421.68 - \$29,382.97

Traffic Control System Operator
(35 Hours) (2) 18,714.08 - 22,443.85

Traffic Control System Supervisor
(35 Hours) (1) 31,011.44 - 37,392.43)

(Creating 3 positions in Department of Engineering under grant for operation and maintenance of new Urban Traffic Control System. Title of Data Processing Programme is in 1987 Budget and other two titles will not be filled until 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Harris, and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-S & F-m.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To create certain position titles in the Office of the Mayor).

(Chief Clerk (Div.) (35 Hours) (1) \$17,314.08 - \$21,043.85

Senior Clerk Typist (35 Hours) (1) 11,036.56 - 13,416.90)
(Creating titles in Office of Mayor and Agencies. Represented by Essex Council #1, Civil Service Association. Replaces common titles in use in Mayor's Office)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

/ 6-HC-a.

MS. PATRICIA BRADFORD, 7 LAUREL PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to meeting with the Board of Education relative to busing, new school being built in the West Ward and a City-wide census of Newark school children.

President Martinez directed the Deputy City Clerk to communicate with the Superintendent of Schools requesting that the Board of Education institute a city-wide realistic census of Newark schools so that the problem of overcrowding and necessity of busing be alleviated.

1157

/ 6-HC-b.

MR. JOHN L. SMITH, 55 WILBUR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to setting prevailing wages at the Newark Airport and how vendors are exploiting both the young and the old.

/ 6-HC-c.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to housing for the poor and homeless.

✓ 6-HC-d.

MR. ELMORE GAINES, 12 GAREIS STREET, NEWARK, NEW JERSEY, addressed the Municipal Council requesting help in obtaining a place to live.

/ 6-HC-e.

MRS. STERLING PENNIX, 79 BALDWIN AVENUE, NEWARK, NEW JERSEY.

/ 6-HC-f.

MR. EDWARD RILEY, 49 SOUTH WALNUT STREET, NEWARK, NEW JERSEY.

The above citizens addressed the Municipal Council with respect to support for the Ebony Amateur Star Quest which gives an opportunity for talented amateur entertainers from the City of Newark and surrounding areas a chance to demonstrate their skills before a large live audience.

(For further action on this item, see Motion 7-M-a on page 40 in the minutes of this meeting.)

(A moment of silence was offered in memory of Mrs. Mary Willis and Ms. Lois Jones.)

/ 6-HC-g.

MR. SAL ESPOSITO, PRESIDENT, INTERNATIONAL ASSOCIATION OF MACHINISTS, NEWARK AIRPORT IAM, 78 WEST 16TH STREET, BAYONNE, NEW JERSEY, addressed the Municipal Council with respect to vendors at Newark International Airport exploiting Newark youngsters by offering low income, high turnover jobs and using them to replace union workers. He urged the Members of the Municipal Council to pass a resolutions asking the Port Authority of New York and New Jersey to set a prevailing wage rate for the airport.

Councilman Rice requested, through the Chair, that the Deputy City Clerk be directed to forward all documents, submitted by union officials representing workers at Newark International Airport, including "Proposal for a Prevailing Wage Ordinance at Newark International Airport" and a copy of Board of Supervisors of the County and City of San Francisco ordinance relating to wage rates in contracts for personal service, to the Corporation Counsel for his review and recommendations.

✓ 6-HC-h.

MR. EDWARD BOROWIK, 15 NEW STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to compatible wages for workers at the Newark Airport.

/ 6-HC-i.

FATHER ERIC DUNN, EXECUTIVE DIRECTOR, APOSTLE'S HOUSE SHELTER FOR FAMILIES, 18 GRANT STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to having a far-sighted housing policy in Newark which addresses the needs of low income persons, as well as middle and upper income citizens.

/ 6-HC-j.

MS. ROBIN HILL, APOSTLE'S HOUSE, 18 GRANT STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to housing for her child and herself. She noted she had applied to at least 40 different places for low income housing and has never received a call from any of them.

/ 6-HC-k.

REVEREND DAVID S. BURGESS, METROPOLITAN ECUMENICAL MINISTRY, 404 UNIVERSITY AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the critical need for affordable housing for low income families in the City of Newark.

Councilman Tucker requested, through the Chair, that the Deputy City Clerk be directed to forward a verbatim transcript of Reverend Burgess' remarks to United States Congressman Rodino, Mayor James, Board of Commissioners of Newark Housing Authority and all Churches and Religious Institutions in the City of Newark.

/ 6-HC-l.

MR. FRANK CELANO, 1300 CONNECTICUT AVENUE, WASHINGTON, D.C., A REPRESENTATIVE OF THE INTERNATIONAL ASSOCIATION OF MACHINISTS, addressed the Municipal Council with respect to support of a resolution setting a compatible wage rate for all employees at the Newark Airport.

RESOLUTIONS AND MOTIONS.

1158

RESOLUTIONS.

✓ 7-R-a.

Resolution ratifying contract for period May 1, 1987 to May 20, 1987; further, authorizing Business Administrator to enter into contract with E. J. Ward Inc., 8801 Tradeway, San Antonio, Texas, 78217, only responsible bid received, to Provide Maintenance of Fueling System Equipment, for period May 21, 1987 to April 30, 1988; contract shall not exceed \$20,000.; \$1,613. encumbered in 1987 budget of the Department of Administration, Business Administrator's Office; any additional 1987-88 expenditures are contingent upon and subject to appropriation and certification of funds in each year.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Business Administrator Monteilh met with Council May 19, 1987.)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

No: Councilman Grant.

✓ 7-R-b.

Resolution ratifying contract for period February 1, 1987 to May 20, 1987; further authorizing Business Administrator to enter into contract with Jenaro Contracting Co., Inc., 180 Wright Street, Newark, New Jersey, 07114, lowest responsible bidder, to Provide Overhead Door Maintenance Service, for period May 21, 1987 to January 31, 1988; contract shall not exceed \$100,000.; \$100. encumbered in 1987 Temporary Budget of Division of Public Buildings; any additional expenditures contingent upon and subject to appropriation and certification of such funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

✓ 7-R-c.

Resolution designating reserved parking area for handicapped motorists on Jefferson Street, east side, beginning 62 feet north of the northerly curblin of Warwick Street and extending 25 feet northerly therefrom; pursuant to Section 39:4-8, of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

✓ 7-R-d.

Resolution designating reserved parking area for handicapped motorists on Abington Avenue, south side, beginning 172 feet west of the westerly curblin of Mount Prospect Avenue and extending 25 feet westerly therefrom; pursuant to Section 39:4-8, of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

✓ 7-R-e.

Resolution designating reserved parking area for handicapped motorists on Lincoln Avenue, west side, beginning 117 feet south of the southerly curblin of Verona Avenue and extending 25 feet southerly therefrom; pursuant to Section 39:4-8, of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

1153

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

✓ 7-R-f.

Resolution designating reserved parking area for handicapped motorists on William Street, north side, beginning 50 feet west of the westerly curblin of Broad Street and extending 25 feet westerly therefrom; pursuant to Section 39:4-8, of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

✓ 7-R-g.

Resolution designating reserved parking area for handicapped motorists on Summer Avenue, west side, beginning 62 feet north of the northerly curblin of 4th Avenue and extending 25 feet northerly therefrom; pursuant to Section 39:4-8, of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

✓ 7-R-h.

Resolution designating reserved parking area for handicapped motorists on McWhorter Street, west side, beginning 229 feet north of the northerly curblin of Lafayette Street and extending 25 feet northerly therefrom; pursuant to Section 39:4-8, of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

✓ 7-R-i.

Resolution designating stop intersections on Shepard Avenue and Goodwin Avenue; installing stop signs on Shepard Avenue; pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-j.

Resolution designating All-Way Stop Intersection on South Eleventh Street and Twelfth Avenue; installing stop signs on all approaches; pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey; further amending Resolution 7-R-q, July 11, 1979, by deleting therefrom Twelfth Avenue and South Eleventh Street, stop signs shall be installed on Twelfth Avenue.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-k.

Resolution prohibiting parking on Bleeker Street, south side, from Washington Street and extending 186 feet easterly therefrom; pursuant to Section 39:4-8 of Title 39 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Does not require approval of State Department of Transportation)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Rice.

/ 7-R-l.

Resolution prohibiting parking on William Street, south side, from Washington Street to Springfield Avenue, north side, from Treat Place to Springfield Avenue; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Does not require approval of State Department of Transportation)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Rice.

/ 7-R-m.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$12,720., Family Day Care Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Rice.

/ 7-R-n.

Temporary emergency resolution appropriating \$12,720., Family Day Care Program; said emergency funds shall be provided in 1987 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Rice.

/ 7-R-o.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$29,000., Women's, Infants and Children Supplemental Food Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne,
President Martinez.

/ 7-R-p.

Temporary emergency resolution appropriating \$29,000., Women's, Infants and Children's Supplemental Food Program; said emergency funds shall be provided in 1987 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

1161

7-R-q.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$11,800., Recycling Education Grant.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to return the resolution to Administration per their request was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-r.

Temporary emergency resolution appropriating \$11,800., Recycling Education Grant; said emergency funds shall be provided in 1987 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to return the resolution to Administration per their request was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-s.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$8,400,158., Jobs Training Partnership Act (JTPA).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to return the resolution to Administration per their request was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-t.

Temporary emergency resolution appropriating \$8,400,158., Jobs Training Partnership Act, (JTPA FY'88); said emergency funds shall be provided in 1987 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to return the resolution to Administration per their request was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-u.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, "Miscellaneous Revenue", sum of \$14,444.39, Municipal Tonnage Grant.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to return the resolution to Administration per their request was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-v.

Temporary emergency resolution appropriating \$14,444.39, Municipal Tonnage Grant; said emergency funds shall be provided in 1987 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to return the resolution to Administration per their request was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-w.

Resolution authorizing Director of Engineering to accept second payment of 1985 Municipal Tonnage Grant from New Jersey Office of Recycling in amount of \$14,444.39 dated April 22, 1987, for purpose of continuing and expanding recycling programs in Newark. (Payment of \$110,560.31 already received.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-x.

Resolution ratifying contract for period January 1, 1987 to May 20, 1987; further authorizing Business Administrator to amend City's contract with Prudential Insurance Company of America, for provision of increases of term-life and Accidental Death and Dismemberment benefits to active City employees represented by Essex Council No. 1, New Jersey Civil Service Association; term life benefit for all active employees under age 65, Local 6, I.F.H.P., AFL-CIO and by Building Trades' Bargaining Committee and AD&D benefits for active employees represented by Local 6, I.F.H.P. AFL-CIO, and the Building Trades' Bargaining Committee, irrespective of age; for period May 21, 1987 to December 31, 1989; additional cost for 1987 shall not exceed \$81,000.; cost of continuing to provide these benefits during subsequent years shall be contingent upon the appropriation of budgetary funds for those years. (Contract, as amended, awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(M))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-y.

Resolution authorizing Mayor to modify Newark's Job Training Plan under the Job Training Partnership Act (JTPA) for purpose of changing the JTPA allocated funds in amounts of Title IIA Basic Job Training-\$4,744,620.; 8% Education Grants\$627,794.; Title IIB SYETP-\$4,674,746.; Job Training-\$1,057,270.; Title III Dislocated Workers-\$465,472.; New Jersey Job Training-\$544,205., for period July 1, 1986 through June 30, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-z.

Resolution amending Resolution 7-R-br, March 18, 1987, accepting bid of Ralph Serpe, by deleting all references to Block 480 and Victoria Street and to read Block 489, Lots 41, 42, 33-35 Victoria Avenue.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ba.

Resolution amending Resolution 7-R-bn, March 18, 1987, accepting bid of Ralph Serpe, by changing Victoria Street to read Victoria Avenue.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bb.

Resolution recognizing and commending various community volunteers for their outstanding contributions to the success of the Central Ward Conference held in February 1987.

(For action on this resolution, see pages 2 and 3 in the minutes of this meeting.)

7-R-bc.

Resolution recognizing and commending the Ironbound Bandits Women's Hockey Team for their outstanding athletic achievements.

(For action on this resolution, see page 3 in the minutes of this meeting.)

1163

7-R-bd.

Resolution recognizing and commending Ronald Nelinson for his outstanding services to the Greater Newark Community.

(For action on this resolution, see page 3 in the minutes of this meeting.)

7-R-be.

Resolution recognizing and commending Bishop Chandler D. Owens on his 25th Anniversary as Pastor of the Wells Cathedral Church of God in Christ.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bf.

Resolution recognizing and commending Reverend William James Harris on his 28th Anniversary as Pastor of Pleasant Grove Baptist Church.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bg.

Resolution recognizing and commending Reverend Joseph Szklarski, Assistant Pastor of St. Casimir's Church, on the occasion of his 25th Anniversary of his ordination to the priesthood.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bh.

Resolution recognizing and commending the Frontiers International Club of Newark on the occasion of its 30th Annual Awards Breakfast.

(For action on this resolution, see pages 4 and 5 in the minutes of this meeting.)

7-R-bi.

Resolution recognizing and commending the late Dr. John Haltinanger for his outstanding contributions to the Newark Community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bj.

Resolution accepting bid of Serenity Industrial Group, Inc. highest bid received, for leasing of +17.5 acres in West Milford Township known as Block 549, Lot 10, for \$30,100. annually, in accordance with terms set forth in Schedule A. (Industrial buildings)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bk.

Resolution amending Resolution 7-R-i, February 4, 1987, contract with New Jersey Department of Health and Human Services, for Women, Infants and Children's Supplemental Feeding Program (WIC), for period October 1, 1986 to September 30, 1987, by increasing amount of contract from \$540,600. to \$569,600. (State of New Jersey granted additional award in amount of \$29,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez

Absent During Roll Call: Councilwoman Villani.

7-R-bl.

Resolution authorizing Fire Director to award \$500. to each of the Newark citizens of record who furnished information to Fire Department which led to apprehension and conviction of Andrew Hall, for the heinous crime of Aggravated Arson on March 3, 1986, pursuant to R.O. 20:2-12; funds expended from 1987 Reserve Funds, Fire Department.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

7-R-bm.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate.

(In accordance with ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

7-R-bn.

Resolution authorizing Business Administrator to execute lease agreement with Newark Media Works, 60 Union Street, Newark, New Jersey, for leasing of professional video production and editing equipment, as set forth in Schedule A, for period of one year; equipment must be repaired prior to being leased in amount of \$2,000.

(Lease agreement awarded without competitive bidding pursuant to N.J.S.A. 40A:12-14(c))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

7-R-bo.

Resolution ratifying agreement for period May 1, 1987 to May 20, 1987; further authorizing Director of Police to execute and enter into Use Agreements with Allstate Insurance Co.; Prudential Insurance Company; Continental Insurance Company; Hanover Insurance Company and State Farm Insurance Company for period May 21, 1987 to June 16, 1987, for purpose of using late model vehicles in connection with public safety purposes; City of Newark assume financial responsibility that would otherwise be provided by an insurance carrier.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

7-R-bp.

Resolution by the Municipal Council supporting the Black Engineering and Technology Alumni Association's recommendations to the New Jersey Institute of Technology for a greater commitment to the education of Black students, with the exception of the recommended individual to chair the proposed Independent Committee.

This resolution was adopted at the regular meeting of May 6, 1987.

7-R-bq.

Resolution paying tribute to the late Dr. Aristides De Sousa Mendes do Amaral E. Abranches, former Counsel General of Portugal in Bordeaux, France during 1940, for his heroic deed.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

1165

7-R-br.

Resolution declaring the Week of May 18th, 1987 as Cuban Independence Week within the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

7-R-bs.

Resolution recognizing and commending all of the recipients of the Newark Police Department commendations for meritorious services in commemoration of National Police Week held May 13, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

7-R-bt.
(A.S.)

Resolution approving Tax Abatement Application and Financial Agreement for R.P.W. Urban Renewal Corporation for construction of a single story 9,973 square foot strip mall on premises 712-728 and 734-736 Broadway, 1-7 Elliot Street, 68-74 Grafton Avenue, Block 766, Lots 1 to 4, 36, 37, 41, 42 & 44. Also, 730-732 Broadway (Block 766, Lot 39), for a period of not more than 20 years from the date of execution of the financial agreement pursuant to this Resolution or earlier, at the end of fifteen years of operation of said project and only so long as the entity and its project are subject to, and comply with, said Financial Agreement and the said Urban Renewal Corporation and Association Law of 1961 as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bu.
(A.S.)

Resolution approving Tax Abatement Application and Financial Agreement for H.J.R. Urban Renewal Corporation for proposed light industrial warehouse to be constructed of steel and concrete and to contain approximately 67,000 square feet of warehousing space and 9,500 square feet of mezzanine office space on premises 237-263 Frelinghuysen Avenue, Block 2746, Lot 30, for period of not more than 20 years from the date of execution of the financial agreement pursuant to this Resolution or earlier, at the end of fifteen years of operation of said project and only so long as the entity and its project are subject to, and comply with, said Financial Agreement and the said Urban Renewal Corporation and Association Law of 1961 as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bv.
(A.S.)

Resolution by the Municipal Council designating the City of Newark as a "Peace Site" on May 21, 1987 in honor of Memorial Day.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bw.
(A.S.)

Resolution recognizing and commending the Bethune-Cookman College Concert Chorale on the occasion of its visit to the City of Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-bx.
(A.S.)

Resolution recognizing and commending the Bethany Baptist Church's Black College Committee for its outstanding fund raising efforts.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-by.
(A.S.)

Resolution amending Resolution 7-R-be (A.S.), January 7, 1987, authorizing the Business Administrator to execute Bargain and Sale Deeds for properties sold at Public Auctions held December 16, 17 and 18, 1986, by ratifying and granting an extension of time to close titles as requested by successful bidders for City-owned properties sold at the aforementioned auctions.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-bz.
(A.S.)

Resolution recognizing and commending the Newark Swim Team, Inc. for its outstanding athletic achievements and its contributions to the leadership development of Newark's youth.

(For action on this resolution, see page 4 in the minutes of this meeting.)

✓ 7-R-ca.
(A.S.)

Resolution recognizing and commending Reverend James A. Johnson, Sr. formerly of the Inner City Unified Ministry, for his religious contributions to the Greater Newark Community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-cb.
(A.S.)

Resolution recognizing and commending various Members of the Unified Vailsburg Services Organization for their outstanding contributions to the senior citizens of the Greater Newark Community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-cc.
(A.S.)

Resolution authorizing Mayor to execute and enter into Cooperation Agreement with Housing Authority for the purpose of indicating its local cooperation and support of the Housing Authority's application to HUD for funding to construct approximately 1100 low-rent housing units within the City.

(1100 dwelling units to accommodate approximately 500 families in low rise new and rehabilitated structures)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

1167

7-R-cd.
(A.S.)

Resolution authorizing Mayor and Budget Officer to file request for funds with New Jersey Enterprise Zone Authority in amount of \$917,196. for additional 28 uniformed police officers to the Newark Police Department; \$229,299. will be matched by 1987 Municipal Budget of City of Newark, totalling \$1,113,738. which will support 35 police officers in the Enterprise Zone. (Certification of funds for the City of Newark's matching share will be provided pursuant to the State's award to the City and approval of the municipal budget; upon notification of receipt of grant award, resolution authorizing acceptance of grant and execution of grant agreement will be submitted to the Municipal Council for consideration)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the Deputy City Clerk to send appropriate notices calling for a special meeting of the Municipal Council for Tuesday, May 26, 1987, at 11:30 A.M., to consider this resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ce.
(A.S.)

Resolution ratifying submittal of Supplemental Fire Services Program matching grant application for firefighters to the New Jersey Department of Community Affairs on May 8, 1987; further, authorizing Mayor and Local Administrator of Supplemental Fire Services Program to file Supplemental Fire Services Program application ("Utilization Report") in amount of \$447,089.80 with New Jersey Department of Community Affairs for CY 1987; \$111,772.45 will be matched by 1987 Municipal Budget of City of Newark, totalling \$558,862.25. (Certification of funds for the City of Newark's matching share will be provided pursuant to the State's Award to the City for CY 1987 and approval of the municipal budget; upon notification of receipt of grant award, resolution authorizing acceptance of grant and execution of grant agreement will be submitted to the Municipal Council for consideration)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Harris, Payne.

7-R-cf.
(A.S.)

Resolution endorsing concept of transit connection as a means of attracting and making accessible thousands of jobs for its residents; further, expressing appreciation to Governor Kean for securing initial commitment from Port Authority of New York and New Jersey for \$60 million toward a new transit line between Newark International Airport, intervening development sites (including Waverly Yards) and Elizabeth.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-R-cg.
(A.S.)

Resolution strongly supporting the establishment of Close-Up Program within the City of Newark, New Jersey.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

✓ 7-R-ch.
(A.S.)

Resolution recognizing and commending State Corrections Officer Oliver "Jake" Jacobs for distinguished public service and heroic acts.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

✓ 7-R-ci.
(A.S.)

Resolution censuring A Major Production, Inc. of Bethesda, Maryland for its role in the production, distribution and sale of a button inscribed "Hell is a City much like Newark" and calling on the company to apologize to the people of the City of Newark, New Jersey; further, strongly urging that the company immediately halt all further production of the aforementioned button.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-cj.
(A.S.)

Resolution supporting the proposal for the development of a New Jersey Performing Arts Center and strongly urging that the City of Newark be selected as the future site for such a facility.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-ck.
(A.S.)

Resolution authorizing Corporation Counsel to meet with representatives of Park Place Urban Renewal Associates for purpose of discussing service charges in lieu of taxation in the approximate amount of 1.4 million dollars; Corporation Counsel shall upon completion of his negotiations with Park Place Renewal Associates present to the Council his recommendation of settlement. (Quality Inn Hotel and Office Building)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-cl.
(A.S.)

Resolution recognizing and commending Je's Restaurant on the occasion of the 16th Anniversary to be held on June 2, 1987.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-cm.
(A.S.)

Resolution recognizing and commending various Teachers from the old Charlton Street School, now the Louise A. Spencer School, for their twenty years of dedicated educational service to the children of Newark.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

1169

7-R-cn.
(A.S.)

Resolution authorizing Business Administrator to exercise 30-day cancellation option with New Jersey Dental Service Plan, Inc., to terminate dental plan services effective June 1, 1987 for employees and qualified retirees, and for eligible dependents of these employees and retirees, represented by Fraternal Order of Police, Newark Lodge #12, and effective July 1, 1987 for all other subscribers to the Plan; further, authorizing Business Administrator to enter into contract with Alpha-Net, Inc., 170 Changebridge Road, Montville, New Jersey, to provide benefits of open-panel dental services to employees and eligible retirees and their qualified dependents listed in said resolution for period not to exceed three years commencing June 1, 1987, July 1, 1987, August 1, 1987 and terminating June 1, 1990; cost for the balance of 1987 shall not exceed \$505,000.; cost of continuing to provide services during subsequent years shall be contingent upon appropriations in Municipal Budget for those years. (Contract awarded without competitive bidding pursuant to Public Contracts Law N.J.S.A. 40A:11-5(m))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Not Voting: Councilwoman Villani.

7-R-co.
(A.S.)

Resolution recognizing and commending Newark Police Officer Lawrence Kates for his drug arrest during the "Fathers Against Drugs Rally."

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cp.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 934, Lot 1, specifically described in Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Executive Order #PM870035, April 29, 1987)

(224-238 McWhorter Street)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cq.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 937, Lots 44, 45, 46, 47 and 48, specifically described in Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Executive Order #PM870035, April 29, 1987)

(188-194½ East Kinney Street)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cr.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 3637, Lots 14 and 17, specifically described in Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Executive Order #PM870035, April 29, 1987)

(45, 47-49 Renner Avenue)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cs.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 4003, Lots 30 and 31, specifically described in Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Executive Order #PM870035, April 29, 1987)
(29-31 Dassing Avenue)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ct.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 4031, Lots 18 and 19, specifically described in Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Executive Order #PM870035, April 29, 1987)
(28-30 Columbia Avenue)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cu.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 3017, Lots 36, 38 and 39, specifically described in Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Executive Order #PM870035, April 29, 1987)
(920, 922 and 924 South 19th Street)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cv.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 629, Lot 3, specifically described in Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Executive Order #PM870035, April 29, 1987)
(468-470 Mt. Prospect Avenue)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cw.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 613, Lots 42 and 29, specifically described in Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended. (Pursuant to Resolution 7-R-j, December 8, 1986)
(Bounded by Arlington Street on the North, Broadway on the east, Nursery Street on the south and Wakeman Avenue on the west)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

1171

MOTIONS.

✓ 7-M-a.

A MOTION SUPPORTING THE EBONY AMATEUR STAR QUEST FUND RAISING PROGRAM SCHEDULED TO TAKE PLACE AT SYMPHONY HALL ON JUNE 27, 1987 was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-b.

A MOTION DIRECTING THE DEPUTY CITY CLERK TO PREPARE A RESOLUTION RECOGNIZING AND COMMENDING INVESTIGATORS WILLIAM MOYLAN AND JOSEPH BRADY OF THE UNION COUNTY PROSECUTOR'S OFFICE FOR THEIR HEROIC RESCUE DURING A RECENT FIRE AT OUR LADY OF GOOD COUNSEL HIGH SCHOOL IN NEWARK, NEW JERSEY was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-c.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. FRANK MARASCO, UNCLE OF ROBERT P. MARASCO, CITY CLERK OF THE CITY OF NEWARK, NEW JERSEY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-d.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES DIMERY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-e.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ANNA LOIS JONES, MOTHER OF WRITER-ACTIVIST AMIRI BARAKA was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-f.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIAM D. MORRIS, SR., FORMER PRESIDENT OF THE NEWARK FRONTIERS AND OFFICIAL OF THE BOYS' AND GIRLS' CLUBS OF NEWARK was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-g.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DR. JOHN PINDERHUGHES was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-h.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LA VOZIER LAMAR, A PIONEER AND FORMER OFFICIAL FOR THE YM/YWCA OF NEWARK AND VICINITY was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-i.

A MOTION EXTENDING DEEPEST SYMPATHY TO THE FAMILIES AND FRIENDS OF THE PASSENGERS AND CREW ABOARD THE ILL-FATED CHARTER FLIGHT #5055 ENROUTE FROM WARSAW, POLAND was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-j.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GENNARO PETILLO, FATHER OF MONSIGNOR JOHN J. PETILLO, CHANCELLOR OF SETON HALL UNIVERSITY was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-k.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MILDRED ADUBATO, MOTHER OF ASSEMBLYMAN MICHAEL ADUBATO was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-l.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MILDRED T. GUARINO, MOTHER OF MISS SYLVIA GUARINO, DEPUTY MAYOR OF THE CITY OF NEWARK was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-m.

A MOTION REQUESTING THE ESTABLISHMENT OF A COMMITTEE CONSISTING OF REPRESENTATIVES FROM THE MUNICIPAL COUNCIL, MAYOR'S OFFICE, NEWARK MUSEUM, NEW PUBLIC LIBRARY, NEWARK BOARD OF EDUCATION, THE NEW JERSEY HISTORICAL SOCIETY AND THE GREATER NEWARK CHAMBER OF COMMERCE, FOR THE PURPOSE OF PLANNING LOCAL EVENTS AND ACTIVITIES IN CELEBRATION OF THE 200TH ANNIVERSARY OF THE UNITED STATES CONSTITUTION; FURTHER, REQUESTING THAT SAID COMMITTEE REPRESENTATIVES CONVENE WITHIN THE NEXT THREE WEEKS was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-n.

A MOTION REQUESTING THE LAW DEPARTMENT TO EXPLORE THE LEGALITY OF REQUIRING THAT ALL NEW DEVELOPMENT IN THE CITY HAVE GARBAGE COMPACTORS INSTALLED AS STANDARD EQUIPMENT, WITH OLDER HOMES HAVING UP TO TWO YEARS TO HAVE THESE UNITS INSTALLED was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-o.

A MOTION REQUESTING THE APPROPRIATE OFFICIALS TO PROVIDE A STATUS REPORT ON THE ADMINISTRATION'S EFFORTS TO CLOSE DOWN ILLEGAL TIRE SHOP OPERATIONS THROUGHOUT THE CITY was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-p.

A MOTION REQUESTING THAT AN INSPECTION BE MADE AT A BUILDING AT THE CORNER OF 18TH AVENUE AND BERGEN STREET AND THE ADJACENT LOT ON WHICH ABANDONED CARS AND TIRES ARE LEFT BY THE OPERATORS OF THE BUSINESS was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-q.

A MOTION REQUESTING AN INSPECTION OF THE TIRE SHOP AT THE CORNER OF ROSE AND BERGEN STREETS ACROSS FROM JAMES WHITE CENTER WHERE TIRES ARE ONCE AGAIN BEING PILED OUTSIDE THE SHOP was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

1173

/ 7-M-r.

A MOTION DIRECTING THE DEPUTY CITY CLERK TO INVITE POLICE DIRECTOR GREENLEAF TO A FUTURE SPECIAL CONFERENCE TO DISCUSS THE ENFORCEMENT OF THE NOISE ORDINANCE was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-s.

A MOTION REQUESTING THAT A NOISE INSPECTION BE MADE ONCE AGAIN AT THE CLUB ELEGANZA AT 296-16TH AVENUE was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-t.

A MOTION REQUESTING THE ADMINISTRATION TO MAKE A COMMITMENT TO PAY FOR 50% OF THE CLINTON AND BOGART COSTS FOR ANALYZING THE SOUTH SIDE INTERCEPTOR SEWER was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

/ 7-M-u.

A MOTION DIRECTING THE DEPUTY CITY CLERK TO INVITE GATEWAY CABLE TELEVISION TO MEET WITH THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS COMPLAINTS MADE BY NEWARK RESIDENTS was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-v.

A MOTION INFORMING THE CITIZENS OF THE CITY OF NEWARK THAT THE FORMER HUMAN RIGHTS COMMISSION IS NOW INCORPORATED WITHIN THE OFFICE OF AFFIRMATIVE ACTION was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-w.

A MOTION REQUESTING THAT THE CITY DEMOLITION AGENCY BRICK UP THE FRONT OF 10 OSBORNE TERRACE WHICH HAS BECOME A SERIOUS PROBLEM IN THE COMMUNITY was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-x.

A MOTION REQUESTING THE DEPARTMENT OF LAND USE CONTROL TO HAVE CODE ENFORCEMENT INSPECTORS MAKE AN IN DEPTH INSPECTION OF THE BUILDING AT 2 OSBORNE TERRACE AND CITE THE OWNER TO HAVE THIS PROPERTY CLEANED UP was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-y.

A MOTION DIRECTING THE DEPUTY CITY CLERK TO INVESTIGATE THE MANY COMPLAINTS REGISTERED AGAINST GATEWAY CABLE TELEVISION RELATIVE TO RECENT RATE INCREASES was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-M-z.

A MOTION REQUESTING THE APPROPRIATE OFFICIALS TO SUBMIT A COMPEHENSIVE PLAN OF ACTION FOR CLEANING CITY-OWNED VACANT LOTS was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Rice, through the chair, directed the Deputy City Clerk to submit to the Municipal Council a list of legislation previously requested to be prepared by the Corporation Council. 1174

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

✓ 8-a.

The Deputy City Clerk presented Communication from His Honor, Mayor Sharpe James, received May 1, 1987, nominating Honorable Donald Tucker, Councilman-At-Large, as a member of the Affirmative Action Review Council, for a term of three years (May, 1987 through May, 1990).

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Honorable Donald Tucker, Councilman-At-Large, as a Member of the Affirmative Action Review Council, for a term of three years (May, 1987 through May, 1990) was made by the Council of the Whole.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The nomination is confirmed.

✓ 8-a-1

The Deputy City Clerk presented Communication from His Honor, Mayor Sharpe James, received May 1, 1987, nominating Mr. Bill McCoy, Proprietor, MacDonald's, 863 Frelinghuysen Avenue, Newark, New Jersey 07114, as a member of the Affirmative Action Review Council, for a term of three years (May, 1987 through May, 1990).

(Copy of communication submitted to each Member of the Council)

(Mr. McCoy met with Council May 19, 1987.)

A motion to confirm the nomination of Mr. Bill McCoy, Proprietor, MacDonald's, 863 Frelinghuysen Avenue, Newark, New Jersey 07114, as a member of the Affirmative Action Review Council, for a term of three years (May, 1987 through May, 1990) was made by the Council of the Whole.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The nomination is confirmed.

✓ 8-a-2.

The Deputy City Clerk presented Communication from His Honor, Mayor Sharpe James, received May 1, 1987, nominating Bishop Chandler D. Owens, Wells Cathedral of Church in Christ, 672 Dr. Martin Luther King, Jr. Boulevard, Newark, New Jersey 07108, as a member of the Affirmative Action Review Council, for a term of three years (May, 1987 through May, 1990).

(Copy of communication submitted to each Member of the Council)

A motion to defer action on the communication was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 8-a-3.

The Deputy City Clerk presented Communication from His Honor, Mayor Sharpe James, received May 1, 1987, nominating Ms. Patricia Rivera, 585 Harvard Avenue, Hillside, New Jersey 07205, as a member of the Affirmative Action Review Council, for a term of three years (May, 1987 through May, 1990).

(Copy of communication submitted to each Member of the Council)

(Ms. Rivera met with Council May 19, 1987)

A motion to confirm the nomination of Ms. Patricia Rivera, 585 Harvard Avenue, Hillside, New Jersey 07205, as a member of the Affirmative Action Review Council, for a term of three years (May, 1987 through May, 1990) was made by the Council of the Whole.

1175

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The nomination is confirmed.

8-a-4.

The Deputy City Clerk presented Communication from His Honor, Mayor Sharpe James, received May 1, 1987, nominating Mr. William R. Mikesell, 2 Washington Place, Newark, New Jersey 07102, as a member of the Affirmative Action Review Council, for a term of two years (May, 1987 through May, 1989).
(Copy of communication submitted to each Member of the Council)
(Mr. Mikesell met with Council May 19, 1987)

A motion to confirm the nomination of Mr. William R. Mikesell, 2 Washington Place, Newark, New Jersey, as a member of the Affirmative Action Review Council, for a term of two years (May, 1987 through May, 1989) was made by the Council of the Whole.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The nomination is confirmed.

8-a-5.

The Deputy City Clerk presented Communication from His Honor, Mayor Sharpe James, received May 1, 1987, nominating Mr. Mervin Ottey, 524 South 11th Street, Newark, New Jersey 07103, as a member of the Affirmative Action Review Council, for a term of two years (May, 1987 through May, 1989).
(Copy of communication submitted to each Member of the Council)
(Mr. Ottey met with Council May 19, 1987)

A motion to confirm the nomination of Mr. Mervin Ottey, 524 South 11th Street, Newark, New Jersey 07103, as a member of the Affirmative Action Review Council, for a term of two years (May, 1987 through May, 1989) was made by the Council of the Whole.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The nomination is confirmed.

8-a-6.

The Deputy City Clerk presented Communication from His Honor, Mayor Sharpe James, received May 1, 1987, nominating Mr. Emory Pearce, 105 South 7th Street, Newark, New Jersey 07107, as a member of the Affirmative Action Review Council, for a term of two years (May, 1987 through May, 1989).
(Copy of communication submitted to each Member of the Council)
(Mr. Pearce met with Council May 19, 1987)

A motion to confirm the nomination of Mr. Emory Pearce, 105 South 7th Street, Newark, New Jersey 07107, as a member of the Affirmative Action Review Council, for a term of two years (May, 1987 through May, 1989) was made the Council of the Whole.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The nomination is confirmed.

8-a-7.

The Deputy City Clerk presented Communication from His Honor, Mayor Sharpe James, received May 1, 1987, nominating Mr. Donald Harris, President, Vogue Housing, 43 Halsey Street, Newark, New Jersey 07101, as a member of the Affirmative Action Review Council, for a term of one year (May, 1987 through May, 1988).
(Copy of communication submitted to each Member of the Council)

A motion to defer action on the communication was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-a-8.

The Deputy City Clerk presented Communication from His Honor, Mayor Sharpe James, received May 1, 1987, nominating Mr. Feldman Middleton, Jr., 48 Lehigh Avenue, Newark, New Jersey 07112, as a member of the Affirmative Action Review Council, for a term of one year (May, 1987 through May, 1988).

(Copy of communication submitted to each Member of the Council)
(Mr. Feldman met with Council May 19, 1987)

A motion to confirm the nomination of Mr. Feldman Middleton, Jr., 48 Lehigh Avenue, Newark, New Jersey 07112, as a member of the Affirmative Action Review Council, for a term of one year (May, 1987 through May, 1988) was made by the Council of the Whole.

President Martinez: Will the Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The nomination is confirmed.

8-a-9.

The Deputy City Clerk presented Communication from His Honor, Mayor Sharpe James, received May 1, 1987, nominating Ms. Constance Morris Woodruff, Essex County College, Newark, New Jersey 07102, as a member of the Affirmative Action Review Council, for a term of one year (May, 1987 through May, 1988).

(Copy of communication submitted to each Member of the Council)

A motion to defer action on the communication was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-b.

The Deputy City Clerk Communication from Business Administrator Monteilh, received May 6, 1987, enclosing proposed "Ordinance amending Section 23:5-7, Parking or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the June 3, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-c.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received May 6, 1987, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited at all Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on William Street."

(Deleting: William Street,
North side, from Broad Street to Springfield Avenue;
South side, from Washington Street to Springfield Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

1177

A motion directing the Deputy City Clerk to place this ordinance on the June 3, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-d.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received May 6, 1987, enclosing proposed "Ordinance granting permission to Magruder Color Company, Inc., to construct and maintain two (2) 20" conduits containing two 4" electrical lines, a 4" data line, a 4" communication line, a 3" condensate line, a 4" Steam Line, and a 2" Air Line within a 6 ft. wide easement running across Virginia Street between Lot 5 in Block 3773 and Lot 50 in Block 3773 as laid out on the Map of the Commissioners to lay out streets, avenues and squares, for a total distance of approximately 60 feet."

(Link two of its buildings on Virginia Street with seven (7) cable lines)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the June 3, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-e.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received May 6, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor,' (6-S & f-k) adopted May 4, 1977 and amendments thereto. (To create the title of Secretarial Assistant, Typing)."

(Secretarial Assistant, 1/1/86 \$15,531.30 - \$18,179.22

Typing (35 Hours) (1) 1/1/87 16,931.30 - 19,579.22)

(Title omitted from July 16, 1986 ordinance on reorganization. Represented by Essex Council #1, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the June 3, 1987 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-f.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received May 6, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To abolish certain position titles)."

(Abolishing titles in Health and Human Services for titles previously included in Mayor's Office of Employment and Training)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to return this ordinance to Administration per their request since it is a duplicate of Ordinance 6-F-k on this Agenda was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-g.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received May 11, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To adjust salaries per agreement with Essex Council #1, Civil Service Association)."

Chief Accountant (37½ Hours) (1) 4/1/87 \$28,557.85 - \$34,410.26
1/1/88 29,985.74 - 36,130.77)

(Increase as per agreement between City and Essex Council #1. (Fiscal Impact-\$2,160.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the June 3, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-h.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received May 11, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Police and establishing salaries therefor' (6-S & F-e) adopted May 4, 1977 and amendments thereto. (To adjust the salary of Police Chief)."

(Police Chief (1) 1/1/87 \$52,500. - \$52,500.)

(Salary increase to compensate for fringe benefits no longer being received by Police Chief. Not represented by any union. Fiscal Impact-\$2,843.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the June 3, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-i.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received May 11, 1987, enclosing proposed "Ordinance authorizing the execution of a lease between the City of Newark, Owner, and the Young People's Institute for Learning Inc., Tenant for approximately 6,402.24 square feet of floor space of the premises commonly known as 346 Badger Avenue AKA 90 W. Peddie Street, for the sum of one hundred dollars (\$100.00) or County Taxes, whichever is greater, per year for a period of three years."

(January 1, 1986 to December 31, 1989, with option to renew said leasehold for additional two years to terminate on December 31, 1991)

(Office space and associated use in pursuing their objectives; to devote and apply property vested in the corporation and the income to be derived therefrom for educational uses by operating Day Care Nursery and Kindergarten services serving approximately 65 people)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the June 3, 1987 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-j. 1179

The Deputy City Clerk presented **Proposed "Ordinance designating the Municipal Court Building at 31 Green Street as the Brennan/Marshall Court Complex."**

A motion directing the Deputy City Clerk to place this ordinance on the June 3, 1987 Agenda of the Municipal Council for first reading and further directing the Deputy City Clerk to communicate with Mayor James requesting that he provide the Municipal Council with the administration's current plans regarding the upgrading of this building was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-k.

The Deputy City Clerk presented **Proposed "Ordinance designating the Municipal Office Building at 32 Green Street as the 'Harry L. Wheeler Memorial Building.'"**

A motion directing the Deputy City Clerk to place this ordinance on the June 3, 1987 Agenda of the Municipal Council for first reading and further directing the Deputy City Clerk to communicate with Mayor James requesting that he provide the Municipal Council with the administration's current plans regarding the upgrading of this building was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-l.

The Deputy City Clerk presented **Proposed "Ordinance designating the Municipal Police Headquarters at 22 Franklin Street as the 'Ralph A. Villani Memorial Building.'"**

A motion directing the Deputy City Clerk to place this ordinance on the June 3, 1987 Agenda of the Municipal Council for first reading and further directing the Deputy City Clerk to communicate with Mayor James requesting that he provide the Municipal Council with the administration's current plans regarding the upgrading of this building was made by Councilman Harris, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-m.

The Deputy City Clerk presented **Proposed "Ordinance designating the Newark Fire Department headquarters building at 1010 18th Avenue as the 'Senator John P. Caulfield Memorial Building.'"**

A motion directing the Deputy City Clerk to place this ordinance on the June 3, 1987 Agenda of the Municipal Council for first reading and further directing the Deputy City Clerk to communicate with Mayor James requesting that he provide the Municipal Council with the administration's current plans regarding the upgrading of this building was made by Councilman Rice, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-n.
(A.S.)

The Deputy City Clerk presented **Proposed "Ordinance amending and supplementing Title 10, Chapter 11, 'Tax Exemptions and Abatements for Commercial and Industrial Improvements and Projects', Section 3(a) Form of Application, of the Revised Ordinances of the City of Newark, 1966, by amending and supplementing the certification of the Developer as to the time of commencement of construction."**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

Communication from Business Administrator Monteilh, received April 28, 1987, enclosing proposed "Ordinance to amend and supplement Title 21, Sewers and Sewage Disposal, Chapter 1, General Provisions, Section 6, Sewer Connections, Section 7, Violations, Penalties, Alternate Consequences, Section 8, Partial Invalidity, of the Revised Ordinances of the City of Newark, New Jersey, to add a Section 6 requiring individual houses to be connected to the City sewer."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Engineering Director Zach met with Council May 19, 1987)

A motion directing the Deputy City Clerk to place this ordinance on the June 3, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

9-b.

Communication from Business Administrator Monteilh, received April 15, 1987, enclosing proposed "Ordinance to amend and supplement Title 13A, Administration and Regulation of Solid Waste, Chapter 4, Collection and Disposal, Section 1, Definitions of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to describe a definition for clean fill."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Engineering Director Zach met with Council May 19, 1987)

A motion directing the Deputy City Clerk to place this ordinance on the June 3, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

9-c.

Proposed "Ordinance to amend Title 2, Chapter 14, Personnel Practices and Policies, Article 3, Longevity Pay Program, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By clarifying definition of permanent employee)."

(Copy of ordinance submitted to each Member of the Council)

(For action on this ordinance, see Ordinance 6-F-q on page 8 in the minutes of this meeting)

9-d.

Communication from Business Administrator Monteilh, received April 27, 1987, enclosing proposed "Ordinance to amend an ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended and supplemented. (To create certain position titles in the Department of Engineering.)"

(Accounting Assistant	(1) 1/1/86	\$15,123.21 - \$18,038.23
(37½ Hours)	1/1/87	16,523.21 - 19,438.23

Demolition Expeditor	(1) 1/1/86	19,088.69 - 23,196.02
(35 Hours)	1/1/87	20,488.69 - 24,596.02

(Grant program titles formerly covered by M.P.D.O. but inadvertently never reestablished in Engineering Department. Titles covered by Essex Council #1, Civil Service Association. No fiscal impact since funds were already transferred.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the June 3, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

9-e1181

Communication from Business Administrator Monteilh, received April 27, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented. (To create certain position titles in the Department of Finance.)"

(Principal Program Analyst (1)	1/1/86	\$18,939.45 - \$23,021.68
(35½ Hours)	1/1/87	19,339.45 - 24,421.68

Supervising Program Analyst (1)	1/1/86	21,925.41 - 26,650.31
(35 Hours)	1/1/87	22,325.41 - 27,050.31

(Grant program titles formerly covered by M.P.D.O. but inadvertently never reestablished in Finance Department. Titles covered by Essex Council #1, Civil Service Association. No fiscal impact since funds were already transferred.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the June 3, 1987 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

9-f.

Communication from Business Administrator Monteilh, received April 28, 1987, enclosing proposed "Ordinance amending an ordinance entitled, "An ordinance authorizing the execution of a lease agreement between the City of Newark, Lessor, and Newark Performing Arts Corporation, Lessee, for the letting of premises commonly known as 1012, 1014, 1016, 1018, and 1020 Broad Street, 12, 14, 16, 18, 20, 22, 24, 26 and 28 Chestnut Street and 79 and 81 Orchard Street, Newark, New Jersey, Block 883, Lots 32, 41, 46, 50 and 52." (By adding 1030 and 1032 Broad Street; 10 and Chestnut Street, Block 883, Lots 36 and 38 and amending Section 2 and 9 of the lease agreement."

(Sum of \$1. per year for ten years for period commencing October 15, 1986.

Number of items omitted or incorrectly stated in Ordinance 6-S & F-p and lease adopted January 7, 1987)

(Symphony Hall)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Mayor James, Business Administrator Monteilh, Corporation Counsel Grant and Mr. Robert Van Fossan, Chairman and Executive Officer, Mutual Benefit Life Insurance Company met with Council May 19, 1987)

A motion directing the Deputy City Clerk to place this ordinance on the June 3, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The Deputy City Clerk reported the following Bingo and Raffle Licenses were issued from April 29, 1987 to May 12, 1987:

BINGO LICENSES

None.

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Immaculate Conception Church	9746
New Jersey Chapter of Eastern Airlines Silverliners	9747
Ironbound Community Corporation	9748
Church of Our Lady of Good Counsel	9749

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

ADJOURNMENT.


12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

The meeting adjourned at 1:25 A.M., Thursday, May 21, 1987.

APPROVED:

Mark E. Davis
Deputy City Clerk



Henry Martinez
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:05 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Payne, Villani, President Martinez, City Clerk Robert Marasco, Clerk of the Municipal Council.

Absent: Councilmen Carrino, Harris, Rice, Tucker.

(Councilman Rice arrived 1:08 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on May 21, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a. (S-1)

Resolution authorizing Mayor and Budget Officer to file request for funds with New Jersey Enterprise Zone Authority in amount of \$917,195. for additional 28 uniformed police officers to the Newark Police Department; \$196,542. will be matched by 1987 Municipal Budget of City of Newark, totalling \$1,113,738. which will support 34 police officers in the Enterprise Zone. (Certification of funds for the City of Newark's matching share will be provided pursuant to the State's award to the City and approval of the municipal budget; upon notification of receipt of grant award, resolution authorizing acceptance of grant and execution of grant agreement will be submitted to the Municipal Council for consideration).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Rice, Tucker.

At a later time in the meeting after Resolution 7-R-b (S-1), Councilman Rice requested to have his vote recorded in the affirmative.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Tucker.

7-R-b (S-1)

Resolution conditionally designating the Port Authority of New York/New Jersey, as the Redeveloper for the South Ward Industrial Park Project subject to approval of blight determination for Block 2707, Lots 1, 2, 6, 7, 9-17, 19, 21, 23-28; Block 2712, Lots 1-10, 12, 14, 15, 17, 18, 20, 21 and Blocks 2705, 2706, 2713, 2714 in their entirety; final passage and adoption of Ordinance approving the Redevelopment Plan for the South Ward Industrial Park Redevelopment Project; New Jersey Department of Environmental Protection certification on Non-Applicability of City-owned property from compliance with Environmental Cleanup Responsibility Act, P.L. 1983, C.330 (N.J.S.A. 13:1K-6 et seq.); further, authorizing Mayor and Director of Development to enter into contract with Port Authority of New York/New Jersey for the redevelopment for the South Ward Industrial Park Project; if within 18 months from adoption of said resolution the City fails to complete conditions in paragraph 1, conditional designation shall terminate.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Rice, Tucker.

May 26, 1987

(Councilman Rice arrived 1:08 P.M.)

Councilman Rice requested his vote be recorded in the affirmative on Resolution 7-R-b (S-1).

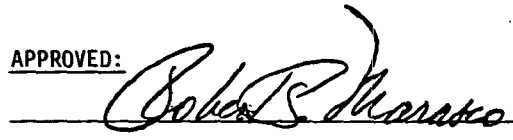
A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Payne, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Tucker.

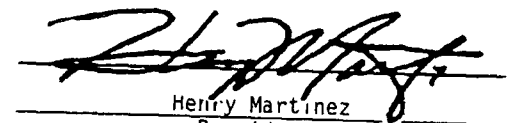
ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Grant, Payne, Rice, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Tucker.

The meeting adjourned at 1:08 P.M.

APPROVED:


Robert P. Marasco
City Clerk


Henry Martinez
President

Newark, New Jersey, May 26, 1987

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:16 P.M. for the purpose of holding a public hearing on the amendment to the Local Municipal Budget for the Year 1987.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Payne, Rice, Villani, President Martinez, City Clerk Robert Marasco, Clerk of the Municipal Council.

Absent: Councilmen Carrino, Harris, Tucker.

The City Clerk: A hearing on the Introduced Municipal Budget of the City of Newark, for the Year 1987 was established, held and closed on the 10th day of April, 1987. The Municipal Budget was approved by the Division of Local Government Services.

On May 12, 1987, the Municipal Council amended the Budget and ordered the amendments to be published in the Star Ledger issue of May 20, 1987. The hearing on the amendments shall take place on the 26th day of May, 1987, in the Council Chamber in the Newark City Hall, at 11:00 A. M., or as soon thereafter as the Council can convene.

Three copies of the amending Resolution in the proper form, certified by the Deputy City Clerk having been adopted by the Governing Body, were submitted to the Director of Local Government Services on May 15, 1987. Said amendments have been approved by the Division of Local Government Services on May 26, 1987.

This being the date, time and place for the public hearing on the amendments to the Budget of the City of Newark for the Year 1987, the President is respectfully requested to declare open the hearing on the amendments as advertised in the May 20, 1987 issue of the Star Ledger.

President Martinez: The hearing on the amendments to the Budget of the City of Newark for the Year 1987, as advertised, is now declared open.

No one appearing, a motion to close the hearing on the amendments was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Tucker.

RESOLUTIONS.

7-R-a. (S-2)

Resolution adopting the Budget for the Year 1987, as approved March 13th, 1987 and amended May 12, 1987.

The City Clerk read the following:

WHEREAS, the Local Municipal Budget for the year 1987 was approved on the 13th day of March, 1987; and

WHEREAS, the public hearing on said budget and amendment has been held as advertised;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Newark, County of Essex, that the following summaries to the budget of 1987 be read:

SUMMARY OF REVENUES

1. GENERAL REVENUES

Surplus Anticipated	\$ 29,000,000.00
Miscellaneous Revenue Anticipated	\$203,569,198.74
Receipts from Delinquent Taxes	\$ 13,750,000.00

2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (ITEM 6(a), Sheet 11)

\$ 45,535,858.58

MAY 26, 1987#2

May 26, 1987

To be added TO THE CERTIFICATE FOR AMOUNT TO BE PAID BY
TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:

Item 6(b), shett 11 (N.J.S.A. 40A:4-14)

902,223.00

TOTAL REVENUES

\$292,757,280.32

5. GENERAL APPROPRIATIONS

Within "CAPS"

(a & b) Operations Including Contingent	\$131,202,617.00
(e) Deferred Charges and Statutory Expenditures-Municipal	\$ 24,627,319.21
(f) Judgements	\$ 900,000.00

Excluded from "CAPS"

(a) Operations - Total Operation Excluded from "CAPS	\$ 78,852,855.67
(b) Capital Improvements	\$ 4,000,000.00
(d) Municipal Debt Service	\$ 11,750,000.00
(e) Deferred Charges - Municipal	\$ 1,308,488.44
(k) For Local District School Purposes	\$ 15,356,000.00
(m) Reserve for Uncollected Taxes (Include Other Reserves if Any)	

Total Appropriations

\$292,757,280.32

A lengthy discussion was held.

A motion to adopt the resolution, as amended, was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Tucker.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Tucker.

The meeting adjourned at 1:30 P.M.

APPROVED



Robert P. Marasco
City Clerk



Henry Martinez
President

Newark, New Jersey, June 3, 1987

1187

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:15 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Joseph J. Granato, St. Lucy's Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Ruth Cowan, Lieutenant Raymond Gilhooly and Detective James Reed, Sergeants-At-Arms.
Absent: Councilmen Payne, Villani.

(Councilwoman Villani arrived at 1:20 P.M.)

(Councilman Payne arrived at 1:44 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of the meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on May 29, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

/ 4-a. The City Clerk presented **Copy of Minutes of Meeting of Joint Meeting Maintenance, held April 16, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Payne, Villani.

/ 4-b. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-North, held April 9, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Payne, Villani.

/ 4-c. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-South, held April 9, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Payne, Villani.

JUNE 3, 1987

1188

/ 4-d.

The City Clerk presented Copy of Minutes of Meeting of Housing Authority of City of Newark, held April 16, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Payne, Villani.

/ 4-e.

The City Clerk presented Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held April 16, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Payne, Villani.

4-f.

The City Clerk presented Copy of Minutes of Meeting of Special Meeting of Housing Authority of City of Newark, held April 9, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Payne, Villani.

4-g.

The City Clerk presented Copy of Minutes of Special Meeting of the Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held April 9, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Payne, Villani.

A motion to consider Ordinance 6-S & F-p at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Payne, Villani.

(Councilwoman Villani arrived at 1:20 P.M.)

6-S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require applicants for a marriage license to obtain a serological test for antibodies to human t-cell lymphotropic virus, type III, (HLTV-III), the causative agent of acquired immunodeficiency syndrome (AIDS).

(Copy of ordinance submitted to each Member of the Council)
(Public Hearing Closed)

1189
June 3, 1987

A lengthy discussion was held by the Members of the Municipal Council.

A motion to amend the ordinance by deleting any inference to "mandatory testing" and inserting "urging routine testing" for marriage licenses; further, requiring strict confidentiality of test results, only to the person tested without written release, prohibiting discrimination and allowing for comprehensive counselling services was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

City Clerk: This ordinance, as amended, will be taken up for further consideration for final passage at a meeting of the Municipal Council to be held on July 24, 1987, at which time and place all persons who may be interested in the amendment to the ordinance will be given an opportunity to be heard concerning the same.

A motion to consider Resolutions 7-R-ch and 7-R-co, May 20, 1987 at this time was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

Resolution recognizing and commending State Corrections Officer Oliver "Jake" Jacobs for his distinguished public service and heroic acts.

Councilman Grant read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Mr. Jacobs.

Mr. Jacobs expressed his gratitude to the Members of the Municipal Council for the presentation of this resolution.

Resolution recognizing and commending Newark Police Officer Lawrence Kates for his drug arrest during the "Fathers Against Drugs Rally."

Councilman Grant read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Officer Kates.

Officer Kates thanked the Municipal Council for honoring him in this fashion.

Commander Kerr thanked the Members of the Municipal Council, on behalf of the Police Department for recognizing one their finest.

(Councilman Payne arrived at 1:44 P.M.)

A motion to consider Resolution 7-R-e, May 20, 1987 at this time was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Resolution recognizing and commending Investigators William Moylan and Joseph Brady of the Union County Prosecutor's Office for their heroic rescue during a recent fire at Our Lady of Good Counsel High School in Newark, New Jersey.

Councilman Carrino read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Investigators Moylan and Brady.

Investigators Moylan and Brady expressed deep appreciation to the Members of the Municipal Council for presenting them with this great honor.

A motion to consider Resolution 7-R-bq (A.S.) at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

1190

June 3, 1987

7-R-bq. Resolution recognizing and commending Mr. Kenneth Louis, Senior Vice
(A.S.) President of Government Affairs for the Greater Newark Chamber of Commerce,
on the occasion of his appointment as Chairman of the Board of Directors
for the Theater of Universal Images.

A motion to adopt the resolution was made by the Council of the Whole
and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker,
Villani, President Martinez.

President Martinez read and presented a suitably inscribed resolution,
on behalf of the Members of the Municipal Council, to Mr. Louis.

Mr. Louis thanked the Members of the Municipal Council for the presentation
of this resolution.

A motion to consider Resolutions 7-R-h and 7-R-bo (A.S.) at this time
was made by the Council of the Whole and declared adopted by President Martinez
by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Villani, President Martinez.
Absent During Roll Call: Councilman Branch, Rice, Tucker.

7-R-h. Resolution recognizing and commending the East Side High School Winterguard
Team for its outstanding achievements.

A motion to adopt the resolution was made by the Council of the Whole
and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Rice, Tucker.

President Martinez read and presented, on behalf of the Members of the
Municipal Council, suitably inscribed resolutions to the Members of the Winterguard
Team.

Mr. Gene Grant, Coach of the Winterguard, thanked the Members of the
Municipal Council, on behalf of East Side High School for this great honor.

7-R-bo. Resolution recognizing and commending Pauline Prott, Captain of the
(A.S.) 1987 East Side High School Senior Winterguard, for her outstanding achievements.

A motion to adopt the resolution was made by the Council of the Whole
and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Villani, President Martinez.
Absent During Roll Call: Councilmen Branch, Rice, Tucker.

President Martinez read and presented, on behalf of the Members of the
Municipal Council, a suitably inscribed resolution to Ms. Prott.

Ms. Prott thanked the Members of the Municipal Council for honoring
her in this fashion.

A motion to consider Item 8-e at this time was made by Councilman Carrino,
seconded by President Martinez and declared adopted by President Martinez
by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Rice.

8-e. The City Clerk presented Communication from His Honor, Mayor Sharpe
James, received June 3, 1987, nominating Mr. Paul R. Daniele, 285 Second
Avenue, Newark, New Jersey 07102, as a Municipal Court Judge, for a term
of three years commencing June 3, 1987 and ending June 2, 1990.

(Copy of communication submitted to each Member of the Council)
(Mr. Daniele met with Council June 3, 1987)

A motion to confirm the appointment of Mr. Paul R. Daniele, 285 Second
Avenue, Newark, New Jersey 07102, as a Municipal Court Judge, for a term
of three years commencing June 3, 1987 and ending June 2, 1990 was made by
Councilman Rice, seconded by President Martinez.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: This appointment is confirmed.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The City Clerk read **An ordinance to amend and supplement Title 5, Amusements and Amusement Businesses; Chapter 2, Coin-operated Amusement Devices; Section 8, Transfer of License; of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh, Director of Land Use Control McLucas and Manager of Permits and Licenses Kerr to meet the Council at their pre-meeting conference June 23, 1987 was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-b.

The City Clerk read **An ordinance to amend and supplement Title 5, Amusements and Amusement Businesses; Chapter 2, Coin-operated Amusement Devices; Section 6, Transfer License Fee; Term of License, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh, Director of Land Use Control McLucas and Manager of Permits and Licenses Kerr to meet the Council at their pre-meeting conference June 23, 1987 was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-c.

The City Clerk read **An ordinance amending Section 23:5-7, Parking or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.**

(Establishing a revised alternate side of the street parking schedule for various structures in the City of Newark.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading and directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference June 23, 1987 was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on June 24, 1987.

- / 6-F-d. The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited at all Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on William Street.
 (Deleting: William Street,
 North side, from Broad Street to Springfield Avenue;
 South side, from Washington Street to Springfield Avenue)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- / 6-F-e. The City Clerk read An ordinance granting permission to Magruder Color Company, Inc., to construct and maintain two (2) 20" conduits containing two 4" electrical lines, a 4" data line, a 4" communication line, a 3" condensate line, a 4" Steam Line, and a 2" Air Line within a 6 ft. wide easement running across Virginia Street between Lot 5 in Block 3773 and Lot 50 in Block 3773 as laid out on the Map of the Commissioners to lay out streets, avenues and squares, for a total distance of approximately 60 feet.
 (Link two of its buildings on Virginia Street with seven (7) cable lines)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on June 24, 1987.

- / 6-F-f. The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & f-k) adopted May 4, 1977 and amendments thereto. (To create the title of Secretarial Assistant, Typing).

(Secretarial Assistant, (1)	1/1/86	\$15,531.30 - \$18,179.22
Typing (35 Hours)	1/1/87	16,931.30 - 19,579.22)

 (Title omitted from July 16, 1986 ordinance on reorganization. Represented by Essex Council #1, Civil Service Association.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on June 24, 1987.

6-F-g.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To adjust salaries per agreement with Essex Council #1, Civil Service Association).

(Municipal Courts

Chief Accountant	(37½ Hours)	(1)	4/1/87	\$28,557.85 - \$34,410.26
			1/1/88	29,985.74 - 36,130.77)

(Increase as per agreement between City and Essex Council #1. (Fiscal Impact-\$2,160.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on June 24, 1987.

6-F-h.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Police and establishing salaries therefor" (6-S & F-e) adopted May 4, 1977 and amendments thereto. (To adjust the salary of Police Chief).

(Police Chief (1) 1/1/87 \$52,500. - \$52,500.)

(Salary increase to compensate for fringe benefits no longer being received by Police Chief. Not represented by any union. Fiscal Impact-\$2,843.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on June 24, 1987.

6-F-i.

The City Clerk read An ordinance authorizing the execution of a lease between the City of Newark, Owner, and the Young People's Institute for Learning Inc., Tenant for approximately 6,402.24 square feet of floor space of the premises commonly known as 346 Badger Avenue AKA 90 W. Peddie Street, for the sum of one hundred dollars (\$100.00) or County Taxes, whichever is greater, per year for a period of three years.

(January 1, 1986 to December 31, 1989, with option to renew said leasehold for additional two years to terminate on December 31, 1991)

(Office space and associated use in pursuing their objectives; to devote and apply property vested in the corporation and the income to be derived therefrom for educational uses by operating Day Care Nursery and Kindergarten services serving approximately 65 people)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on June 24, 1987.

/6-F-j. The City Clerk read An ordinance designating the Municipal Court Building at 31 Green Street as the Brennan/Marshall Court Complex.

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on June 24, 1987.

/ 6-F-k. The City Clerk read An ordinance designating the Municipal Office Building at 32 Green Street as the "Harry L. Wheeler Memorial Building."

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on June 24, 1987.

/ 6-F-l. The City Clerk read An ordinance designating the Municipal Police Headquarters at 22 Franklin Street as the "Ralph A. Villani Memorial Building."

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on June 24, 1987.

/ 6-F-m. The City Clerk read An ordinance designating the Newark Fire Department headquarters building at 1010 18th Avenue as the "Senator John P. Caufield Memorial Building."

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on June 24, 1987.

6-F-n.

The City Clerk read An ordinance to amend and supplement Title 21, Sewers and Sewage Disposal, Chapter 1, General Provisions, Section 6, Sewer Connections, Section 7, Violations, Penalties, Alternate Consequences, Section 8, Partial Invalidity, of the Revised Ordinances of the City of Newark, New Jersey, to add a Section 6 requiring individual houses to be connected to the City sewer.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Director of Engineering Zach met with Council May 19, 1987)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on June 24, 1987.

6-F-o.

The City Clerk read An ordinance to amend and supplement Title 13A, Administration and Regulation of Solid Waste, Chapter 4, Collection and Disposal, Section 1, Definitions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to describe a definition for clean fill.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Director of Engineering Zach met with Council May 19, 1987)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on June 24, 1987.

6-F-p.

The City Clerk read An ordinance to amend an ordinance creating positions in the Department of Engineering and establishing salaries therefor, (6-S & F-n) adopted May 4, 1977 as amended and supplemented. (To create certain position titles in the Department of Engineering.)

(Accounting Assistant (1)	1/1/86	\$15,123.21 - \$18,038.23
(37½ Hours)	1/1/87	16,523.21 - 19,438.23

Demolition Expeditor (1)	1/1/86	19,088.69 - 23,196.02
(35 Hours)	1/1/87	20,488.69 - 24,596.02

(Grant program titles formerly covered by M.P.D.O. but inadvertently never reestablished in Engineering Department. Titles covered by Essex Council #1, Civil Service Association. Funds were already transferred.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

1196 A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on June 24, 1987.

6-F-q.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented. (To create certain position titles in the Department of Finance.)

(Principal Program Analyst (1)	1/1/86	\$18,939.45 - \$23,021.68
(35½ Hours)	1/1/87	19,339.45 - 24,421.68

Supervising Program Analyst (1)	1/1/86	21,925.41 - 26,650.31
(35 Hours)	1/1/87	22,325.41 - 27,050.31

(Grant program titles formerly covered by M.P.D.O. but inadvertently never reestablished in Finance Department. Titles covered by Essex Council #1, Civil Service Association. Funds were already transferred.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on June 24, 1987.

6-F-r.

The City Clerk read An ordinance amending an ordinance entitled "An ordinance authorizing the execution of a lease agreement between the City of Newark, Lessor, and Newark Performing Arts Corporation, Lessee, for the letting of premises commonly known as 1012, 1014, 1016, 1018, and 1020 Broad Street, 10, 12, 14, 16, 18, 20, 22, 24, 26 and 28 Chestnut Street and 79 and 81 Orchard Street, Newark, New Jersey, Block 883, Lots 32, 41, 46, 50 and 52." (By adding 1030 & 1032 Broad Street; 10 Chestnut Street, Block 883, Lots 36 & 38 and amending Section 2 and 9 of the lease agreement).

(Sum of \$1. per year for ten years for period commencing October 15, 1986. Number of items omitted or incorrectly stated in Ordinance 6-S & F-p and lease adopted January 7, 1987)

(Symphony Hall)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on June 24, 1987.

A motion to consider Item 8-q (A.S.) on Ordinances on First Reading was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-s.
(A.S.)

The City Clerk read An "Ordinance to amend Title 2, Chapter 14, Personnel Practices and Policies, Article 3, Longevity Pay Program, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on June 24, 1987.

6-F-t.

The City Clerk read Bond ordinance amending in its entirety Ordinance No. 6-S & F-1 adopted on November 17, 1986, entitled: "Bond Ordinance for the rehabilitation and renovation of the Belleville Reservoir Complex and appurtenances and improvements related thereto designated as Capital Project number 860A; appropriating \$3,270,000. and authorizing the issuance of \$3,270,000 bonds or notes of the City of Newark, County of Essex, New Jersey for said purpose and authorizing in lieu of the issuance of bonds or notes, the entry into a loan agreement with the State of New Jersey pursuant to the Water Supply Bond Act of 1981 (P.L. 1981, c.261) in said amount and for said purpose" authorized to be undertaken in and by the City of Newark in the county of Essex, New Jersey, to provide for an additional appropriation and debt authorization for a total appropriation of \$10,000,000 and a total authorization of \$9,810,000 of bonds or notes of the City of Newark, in the County of Essex, New Jersey for the financing of various water system capital improvements.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on June 24, 1987.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance requiring mandatory separation, at the source, of recyclables for the purpose of collection and sale by the city.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the City of Newark has recognized the necessity for recycling (Resolution 7RBDO62586) as an alternative method of solid waste management and is implementing programs to support this policy; and

1198 WHEREAS, it has been determined that an estimated 16% of the City's total solid waste stream is used corrugated containers; and

WHEREAS, the City has designed a program to collect said corrugated containers from commercial establishments in the Central Business District; and

WHEREAS, the City Recycling Office has designed a program to collect household recyclable materials at the curb in residential areas and such a program will best be suited for collection of used newspapers, glass bottles, and food and beverage cans and benefit the City through revenue generated by the sale of these materials.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. Collection Program Established.

There is hereby established a program for separate collection of commercially generated used corrugated containers in the Central Business District and for household generated recyclables, specifically used newspapers, glass bottles, and food and beverage cans from the residences of the City of Newark for the purpose of recycling. Such collections shall be made periodically by the Department of Engineering, Office of Recycling staff, and under its direction.

2. Regulations Authorized.

Said Office is hereby authorized and directed to establish and promulgate regulations as to the manner, days and times of such collections and the bundling, handling, location and placement of all materials for collection.

3. Implementation.

Said Office is hereby authorized to implement the program of collections as is determined to be most efficient and amenable to allowing the programs to operate in perpetuity.

4. Separation of Used Corrugated Cardboard Boxes, Newspapers, Glass Bottles, Food and Beverage Cans, from Refuse; Authorized Use.

Used corrugated containers, newspapers, glass bottles and food and beverage cans shall be kept separate from and not mixed with regular refuse which is collected by the Division of Sanitation or agents thereof. Used corrugated containers, newspapers, glass bottles, and food and beverage cans shall be considered clean and uncontaminated if they have not been exposed to substances or conditions rendering them unusable for recycling.

5. Ownership of Used Corrugated Containers, Newspapers, Glass Containers, Cans; Offenses.

From the time of placement at the curb by any business or resident of used corrugated containers, newspapers, glass containers, and cans for the collection by the City of Newark pursuant to the program established hereby and the rules and regulations issued hereunder, such materials shall become and be the property of the City of Newark

and it shall be a violation of this Ordinance for any person other than authorized personnel of the City of Newark, Office of Recycling to collect, pick up, or cause to be collected or picked up, such materials. Each such collection in violation hereof from one or more residences during said period shall constitute a separate and distinct offense.

6. Violations and Penalties.

Any person, firm or corporation who violates or neglects to comply with any provision of this Ordinance or any regulation promulgated pursuant thereto, shall, upon conviction thereof, be punishable by a fine not to exceed five hundred (\$500.00) dollars, except that the maximum fine for failure to comply with section 4 hereof shall not exceed One Hundred (\$100.00) Dollars.

7. Additional Methods of Disposal.

Any resident may donate or sell glass containers and used newspapers to any person, partnership or corporation whether operating for profit or not for profit. Said person, partnership or corporation may not, however, under any circumstances pick up said used corrugated containers, newspapers, glass bottles, and food and beverage cans from the curbside in the City of Newark.

8. This ordinance shall become effective upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appeared.

Councilman Payne, through the chair, directed the City Clerk to communicate with Director of Engineering Zach to inspect 220 Chadwick Avenue for refuse left on the street.

A motion to close the hearing and adopt the ordinance on second reading and final passage and directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to a future special conference to discuss this ordinance was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

No: Councilman Rice.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are seven, the noes are one and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6-S & F-g) adopted May 4, 1977 as amended and supplemented. (To create the title of Senior Receptionist, Typing.)

(New title being created in Law Department. Represented by Essex Council #1, Civil Service Association)

June 3, 1987

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6S&Fg) adopted May 4, 1977 as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Senior Receptionist, Typing (1)	
3554 (35 Hrs.)	\$12,776.66 - \$15,531.30

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinances shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 23, Traffic and Parking, Chapter 5, Parking, Stopping and Standing Generally, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To add a new section prohibiting parking within twenty feet of any mechanical refuse container equipment).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 23, Traffic and Parking, Chapter 5, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding a new section to read as follows:

STOPPING OR STANDING PROHIBITED WITHIN
20 FEET OF ANY MECHANICAL REFUSE CONTAINER
EQUIPMENT LOCATED ON ANY PRIVATE OR PUBLIC
PROPERTY SO AS TO BLOCK ACCESS TO SAID
CONTAINER.

(a) No person shall stop or stand at
a vehicle within twenty feet of any mechanical
refuse container equipment.

June 3, 1987

- (b) The fine for violation of this Ordinance shall be \$50.00.

1201

Section 2. Any existing Ordinance or parts thereof inconsistent with this Ordinance are hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend "An ordinance to amend and supplement Title Two, Administration, Chapter One, Organization of City Government and Chapter Two, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by reorganizing offices and departments in City Government, and amending and repealing sections therein" (6-S & F-a (S-1)) adopted July 16, 1986, by amending Section 2:1-3 (a) Offices.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 1 of an ordinance entitled "AN ORDINANCE TO AMEND AND SUPPLEMENT TITLE TWO, ADMINISTRATION, CHAPTER ONE, ORGANIZATION OF CITY GOVERNMENT AND CHAPTER TWO, OFFICE OF THE MAYOR AND AGENCIES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY RE ORGANIZING OFFICES AND DEPARTMENTS IN CITY GOVERNMENT, AND AMENDING AND REPEALING SECTIONS THEREIN" (6S&FA(S-1)) adopted July 16, 1986, as amended and supplemented, be amended to read in its entirety as follows:

The City government shall, in addition to the elected municipal council, be comprised of the following offices, departments, and agencies:

2:1-3 (a) Offices

- (1) Office of the Mayor
- (2) Office of the City Clerk

(b) Departments

- (1) Department of Administration
- (2) Department of Law
- (3) Department of Finance
- (4) Department of Engineering
- (5) Department of General Services
- (6) Department of Development

June 3, 1987

- (7) Department of Land Use Control
- (8) Department of Fire
- (9) Department of Police
- (10) Department of Health and Human Services

Section 2. All prior ordinances or parts of prior ordinances which are inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the Laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the execution of a lease between New Community Corporation, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 765-767 South Orange Avenue, Block 4207, Lots 13 and 14, for the sum of \$3,900. per year for a period of one (1) year (s).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the premises commonly known as 765-767 So. Orange Ave, Lots 13 & 14, on the Official Tax Maps and Tax Duplicate (year 1987), of the City of Newark, New Jersey, is needed for public purposes; and

WHEREAS, the City of Newark, Tenant, and New Community Corporation, Landlord, desire to enter into a lease agreement for the premises commonly known as 765-767 So. Orange Avenue, Block 4207, Lots 13 & 14, for a period beginning Feb. 1, 1987 and ending Jan. 31, 1988 for the sum of \$ 3900.00.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with New Community Corporation, Landlord, for the leasing of the premises commonly known as 765-767 So. Orange Avenue., Block 4207, Lots 13 & 14, pursuant to N.J.S.A. 40A:12-5.

Section 2. The City of Newark shall, as consideration for said lease agreement, pay the owner the sum of \$3,900.00, in equal monthly installments, for the term of this lease, beginning February 1, 1987 and ending January 31, 1988.

Section 3. This ordinance shall become effective upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council and questioned whether this was a tax abatement.

The City Clerk responded that this had nothing to do with a tax abatement.

Councilman Tucker, through the chair, directed the City Clerk to extract the remarks made by Ms. Roberson and forward to Director of Engineering Zach and Executive Director of Newark Housing Authority Buck.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion to consider Resolution 7-R-br (A.S.) at this time was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-br.
(A.S.)

Resolution recognizing and commending the American Center for International Leadership's United States Finland Emerging Leaders Program on the occasion of its visit to the City of Newark on June 3, 1987.

A motion to adopt the resolution was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Payne read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council to the Members of American Center for International Leadership's United States Finland Emerging Leaders Program and welcomed them to Newark.

Dr. Steven Hayes, President of the American Center for International Leadership's United States Finland Emerging Leaders Program thanked the Municipal Council for their participation and support in this program.

June 3, 1987

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the execution of a lease between Tyrone Lucius, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 1009 Bergen Street, Block 3664, Lots 1 and 2, for the sum of \$2,880., per year for a period of one (1) year (s).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the premises commonly known as 1009 Bergen St., Block 3664, Lot 1 & 2, on the Official Tax Maps and Tax Duplicate (year 1987), of the City of Newark, New Jersey, is needed for public purposes; and

WHEREAS, the City of Newark, Tenant, and Tyrone Lucius, Landlord, desire to enter into a lease agreement for the premises commonly known as 1009 Bergen Street, Block 3664, Lot 1 & 2, for a period beginning Feb. 1, 1987 and ending Jan. 31, 1988 for the sum of \$ 2880.00.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with Tyrone Lucius, Landlord, for the leasing of the premises commonly known as 1009 Bergen St., Block 3664, Lot 1 & 2, pursuant to N.J.S.A. 40A:12-5.

Section 2. The City of Newark shall, as consideration for said lease agreement, pay the owner the sum of \$ 2880.00, in equal monthly installments, for the term of this lease, beginning February 1, 1987 and ending January 31, 1988.

Section 3. This ordinance shall become effective upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1985 and 1986, on property owned by Mount Calvary Independent Holy Church located at 90-96 Holland Street, Block 304, Lot 1, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Mount Calvary Independent Holy Church, is a New Jersey corporation organized under Title 16, of the New Jersey statutes as a non-profit corporation; and

WHEREAS, Mount Calvary Independent Holy Church, purchased property located at 90-96 Holland Street, Block 304, Lot 1, Newark, New Jersey; and

WHEREAS, the premises located at 90-96 Holland Street have been used from the date of acquisition exclusively for religious and charitable purposes; and

WHEREAS, the aforesaid properties have at all times been entitled to exemption from payment of real property taxes as set forth in the initial statement; and

WHEREAS, Mount Calvary Independent Holy Church, represents that it filed an initial statement for the year 1986; and

WHEREAS, the Tax Assessor did not grant tax exempt status to the property located at 90-96 Holland Street, for the years 1985 and 1986 because Mount Calvary Independent Holy Church had not properly set forth facts showing the property was used exclusively for religious and charitable purposes; and

WHEREAS, it has now been determined, after investigation by the Tax Assessor's office, that Mount Calvary Independent Holy Church was undergoing repairs and in use exclusively for religious and charitable purposes in 1985 and 1986; and

WHEREAS, N.J.S.A. 54:4-3.6c provides that the governing body of each municipality may, by ordinance, upon a showing of good cause return all taxes collected on property owned by one or more associations or corporations organized exclusively for charitable or religious purposes; and

WHEREAS, there are due and owing taxes in the amounts of \$11,619.82; \$12,496.42 plus applicable fees and interest for years 1985 and 1986, respectively on the property located at 90-96 Holland Street, Block 304, Lot 1.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That by copy of this Ordinance, the Tax Assessor of the City of Newark, be and is hereby authorized to remove the tax assessment, for the years 1985 and 1986, on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. That the Tax Collector of the City of Newark cancel taxes in the amounts of \$11,619.82 and \$12,496.42, including applicable fees and interest for the years 1985 and 1986 respectively on the property noted above, owned by Mount Calvary Independent Holy Church pursuant to the provisions of N.J.S.A. 54:4-3.6c.

June 3, 1987

3. A certified copy of this Ordinance shall be given to the Tax Collector and Tax Assessor by the City Clerk.

4. This ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

At this time, Councilman Payne excused himself from the meeting to take the Finland Emerging Leaders to a meeting of the Board of Chosen Freeholders.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Businesses and Occupations; Chapter 2, Automobile Parking Lots Open to the General Public; Section 1, Definitions; Chapter 14, Shoe Shine Parlors and Cigar Stores; Section 6, License Fees; Exemptions; Chapter 20, Public Garages; Section 6, Term of License; License Fee; Renewal of License; and Chapter 22, Tire Repair Shops; Section 6, License Fee, Term of License, Renewal of License; of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8, Businesses and Occupations; Chapter 2, Automobile Parking Lots Open to the General Public, Section 1, Definitions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is further amended and supplemented to read as follows:

Parking lot means any place, lot, parcel, yard, building or structure used in whole, or in part, for storing or parking motor vehicles, where a storage or parking fee is charged therefor and which is open to the general public. Provided, however, that garages and other places where motor vehicles are stored for hire within or on a building shall be exempt from the provisions hereof, but any area of such premises used for open air parking or storage shall be subject to the provisions of

this chapter. There is also excluded from the provisions of this chapter, residential neighborhood parking lots, restricted to residents thereof, without charge, or on a monthly rental basis, and such premises are not held out for use by the general public and are not marked or advertised as a public parking lot.

Section 2. Title 8, Businesses and Occupations; Chapter 14, Shoe Shine Parlors and Cigar Stores; Section 6, License fees; exemptions, of the Revised Ordinances of Newark, New Jersey, 1966, as amended and supplemented, be and is further amended and supplemented by amending paragraph (a) thereof to read as follows:

(a) The fees of a cigar store or shoe shine parlor license issued under this chapter shall be as follows:

Shoe shine parlor.....	\$25.00
Cigar store	15.00

The fee shall be payable upon the presentation of the application and shall be returned to the applicant, less the sum of \$2.00, in the event the license is not granted.

Section 3. Title 8, Businesses and Occupations; Chapter 20, Public Garages; Section 6, Term of License; License Fee; Renewal of License, of the Revised Ordinances of Newark, New Jersey, 1966, as amended and supplemented, be and is further amended and supplemented by amending paragraph (b) thereof to read as follows:

(b) The annual fee for the license issued under this chapter shall be \$50.00, payable when the application is filed. In the event the license is not granted the application fee, less the sum of \$15.00, shall be returned to the applicant.

Section 4. Title 8, Businesses and Occupations; Chapter 22, Tire Repair Shops; Section 6, License Fee, Term of License, Renewal of License, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is further amended and supplemented by amending paragraph (b) thereof to read as follows:

(b) The annual fee for the license issued under this chapter shall be \$50.00, payable when the application is filed. In the event the license is not granted the application fee, less the sum of \$15.00, shall be returned to the applicant.

Section 5. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 6. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

June 3, 1987

1203

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "Ordinance creating positions in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To delete certain position titles).

(Ordinance deleting titles previously existing in M.O.E.T. No fiscal impact since titles no longer exist.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled "An ordinance creating positions in the Department of Health and Human Services" (6S&FX) adopted July 16, 1986 as amended and supplemented be amended to delete certain position titles, as follows, to wit:

POSITION

Accountant - JTPA
0004

Accountant - NPIC
0004

Administrative Assistant - JTPA
A346

Administrative Assistant - MPIC
A346

Coordinator of Operations
(35 Hrs.)
A488

Coordinator of Planning JTPA
(35 Hrs.)
A487

Counselor
(35 Hrs.)
A367

Deputy Director - JTPA
(35 Hrs.)
A492

POSITION.

Director, - JTPA
A490

Director - NPIC
(35 Hrs.)
A491

Employment & Training Specialist
(35 Hrs.)
A482

Fiscal Technician
(35 Hrs.)
A483

Inventory Clerk - JTPA
(35 Hrs.)
A469

Job Developer
(35 Hrs.)
2217

Management Information Superintendent - JTPA
(35 Hrs.)
A485

Management Information System Clerk - JTPA
(35 Hrs.)
A470

Messenger - JTPA
(35 Hrs.)
2499

Monitor - JTPA
(35 Hrs.)
A468

Operation Officer
(35 Hrs.)
A489

Planner - JTPA
(35 Hrs.)
A480

Principal Personnel Technician - JTPA
(35 Hrs.)
2835

Purchasing Control Clerk - JTPA
(35 Hrs.)
2954

Secretary - JTPA
(35 Hrs.)
A465

Senior Data Information Analyst - JTPA
(35 Hrs.)
A477

Support Staff Manager - JTPA
(35 Hrs.)
A486

POSITION.

Teacher - JTPA
(35 Hrs.)
4134

Messenger - NPIC
(35 Hrs.)
2499

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 20, Police and Fire Departments, Chapter 1, Police Department, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To adjust the compensation for members of the Alcoholic Beverage Control Board)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title Twenty, Police and Fire Departments, Chapter 1, Police Department, of the Revised Ordinances of the City of Newark New Jersey, 1966, as amended and supplemented be further amended by adjusting the compensation for members of the Alcoholic Beverage Control Board as follows, to wit:

Each member of the board of alcoholic beverage control shall be compensated at the following rate and in the following manner: three thousand dollars per year payable in four (4) quarterly installments, except that said compensation shall be based upon the number of meetings of the board attended by each member of the board in proportion to the number of meetings held by the board during each quarter.

June 3, 1987

SECTION 2. The adjustment in compensation hereinabove set forth shall be effective August 11, 1986.

1211

SECTION 3. All ordinances or part of prior ordinances which are inconsistent with the provisions herein above set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending and supplementing Title 13A of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To permit and regulate the collection of solid waste, under certain circumstances, before 6:00 A.M.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 13A:4-10, of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended and supplemented be and is hereby amended to read as follows:

13A:4-10. Receptacles: time of placing and removing.

- (a) Beginning on November 1st of each year and ending on the last day of April of each year, it shall be unlawful for any person to place or cause to be placed, or permit to remain on the sidewalk, any receptacle or bundle containing refuse material earlier than 6:00 p.m. on the day prior to that premises regular collection day as established by the director of the department of engineering.

Beginning on May 1st of each year and ending on the last day of October of each year, it shall be unlawful for any person to place, or cause to be placed, or permit to remain on the sidewalk, any receptacle or bundle containing refuse material earlier than 8:00 p.m. on the day prior to that premises regular collection day as established by the director of the department of engineering.

No person shall allow or permit any empty receptacle to remain upon such sidewalk more than six hours after the contents have been collected.

1212

- (b) Whenever a premises' waste is removed at the owners' expense by an authorized collector other than the city or its agent, as set forth in section 13A:4-14, such person shall arrange with the collector to have the waste removed on the same day as the regularly scheduled collection for that area, as set forth by the director of the department of engineering. In the event that the premises receives once a week collection, the owner may choose either of the regularly scheduled collection days in arranging for the premises' collection. If the premises receives collection on more days than the city normally collects in the area, the waste may be placed at the curb at the times set forth in 13A:4-10(a) as long as such waste is collected before 6:00 a.m. the following day. If collection does not occur before 6 a.m., the waste shall be retained in a secure manner whether within or behind the premises and shall not be placed at the curb until the authorized collector arrives at the premises, except on the day the city normally collects in that area.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Development" (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create the title of Assistant Real Estate Collection Officer Trainee and to delete the title of Rent Collection Analyst in the Department of Development.)

(Creating title to conform more to duties of employee and deleting old title. Represented by Essex Council #1, Civil Service Association. No change in salary therefor no fiscal impact.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled "An ordinance creating positions in the Department of Development" (6S&Fz) adopted July 16, 1986 as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Assistant Real Estate Collection Officer Trainee (1) \$16,190.93 - \$18,714.08
(35 Hrs.)
A682

SECTION 2. Section 1. of the aforementioned ordinance be further amended to delete the following title and title code, as follows, to wit:

POSITION

Rent Collection Analyst
(35 Hrs.)
A077

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Payne.

President Martinez: The yeases are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest, and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1984, 1985 and 1986, on property owned by Philemon Missionary Baptist Church and located at 561-563 Elizabeth Avenue, Block 3643, Lot 8, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Philemon Missionary Baptist Church, is a New Jersey corporation organized under Title 16, of New Jersey statutes as a religious non-profit corporation; and

WHEREAS, Philemon Missionary Baptist Church, purchased property located at 561-563 Elizabeth Avenue, Block 3643, Lot 8, Newark, New Jersey on July 13, 1967.

WHEREAS, the premises located at 561-563 Elizabeth Avenue have been used from the date of acquisition exclusively as a parsonage; and

WHEREAS, the aforesaid properties have at all times been entitled to exemption from payment of real property taxes as set forth in the affidavit of Ed Allen, Pastor, Philemon Missionary Baptist Church, attached hereto; and

WHEREAS, Philemon Missionary Baptist Church, represents that it inadvertently failed to file an initial statement for the years, 1984, 1985 and 1986; and

WHEREAS, there was due and owing taxes, in the amounts of \$4,093.32, \$3,209.17 and \$3,451.27 respectively including applicable fees and interest for year 1984, 1985 and 1986;

WHEREAS, N.J.S.A. 54:4-3.6c provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why a timely claim was not filed, return all taxes collected on property owned by one or more associations or corporations organized exclusively for charitable or religious purposes, which would have been exempt pursuant to N.J.S.A. 54:4-3.6c had timely claim been made therefore; and

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That by copy of this Ordinance, the Tax Assessor of the City of Newark, be and is hereby authorized to remove the tax assessment, for the years 1984, 1985 and 1986, on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. That the Tax Collector of the City of Newark cancel taxes in the total amount of \$10,753.76, including applicable fees and interest for the years 1984, 1985 and 1986 on the property noted above, owned by Philemon Missionary Baptist Church pursuant to the provisions of N.J.S.A. 54:4-3.6c.

3. This ordinance shall take effect upon final passage and publication according to the laws of State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Payne.

President Martinez: The yeases are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor", (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To create the title of Principal Budget Examiner).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(g) of an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor", adopted May 4, 1977 (6S&F-d) as amended and supplemented, be and the same is hereby amended to create the title of Principal Budget Examiner in the Budget Division, as follows, to wit:

(g) Department of Administration

POSITION

Principal Budget Examiner (2) \$26,650.31 - \$32,393.17
(37½ Hrs.)
A433

SECTION 2. The establishment of the hereinabove position title shall be effective as of August 11, 1986.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Payne.

President Martinez: The yeses are seven, the noes are none, one absent and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

June 3, 1987

/ 6-Ph. S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 2, Chapter 14, Personnel Practices and Policies, Article 3, Longevity Pay Program, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By clarifying definition of permanent employee).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 2, Chapter 14, Personnel Practices and Policies, Article 3, Longevity Pay Program, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended and supplemented to read in its entirety as follows:

Article 3. Longevity Pay Program

2:14-16. Computation of benefits.

(b). For the sole purpose of the determination of longevity benefits, the term, employee, shall apply to all position titles in the unclassified service that are unrepresented by a bargaining unit and the titles of elected official. These employees shall be construed to be permanent in nature and they shall be entitled to receive longevity payments in accordance with the schedule established in subsection (d).

(c). Employees and full-time appointed officials in unclassified titles that are unrepresented by a bargaining unit and elected officials shall be entitled to have longevity benefits computed on the basis of the title in which each serves only during the period that he/she actually holds such position, and not thereafter.

(d). Employees and full time appointed officials in unclassified and classified titles who are legally excluded from representation by a labor union and elected officials, for long and faithful service, shall be paid longevity payments on a prorated basis with each earned salary check during the calendar year at a percentage of their permanent salary at the time of each such payment, to be computed as follows:

First Step:	On the January 1st following the completion of the 4th year of service	4%.
Second Step:	On the January 1st following the completion of the 9th year of service	6%.
Third Step:	On the January 1st following the completion of the 14th year of service	8%.
Fourth Step:	On the January 1st following the completion of the 19th year of service	10%.
Fifth Step:	On the January 1st following the completion of the 24th year of service	12%.
Sixth Step:	On the January 1st following the completion of the 29th year of service	14%.

2:14-17. Commencement of longevity; automatic credit; leaves of absence; computation of pension.

(a). Longevity shall be based on service with the city from the date of the original appointment, temporary or permanent, or federally funded provided there is uninterrupted service.

(b). The longevity credit shall be automatic.

(c). There shall be no longevity service credit for the period an employee is on leave of a absence without pay, when such leave was requested by the employee to take employment elsewhere.

(d). The longevity credit shall be added to the salary as set by ordinance and received by the employee at the time the longevity credit becomes due and shall be considered in total with the salary for pension purposes.

2:14-18. Additional compensation and longevity payments, effect.

Additional compensation of any nature, including overtime, change of rate or payment for additional assigned duties will not be considered in computing longevity payments, nor shall such longevity payments be considered in computing overtime, change of rate, or payment for additional assigned duties.

2:14-19. When interruption of service considered.

Any interruption of service due to a cause beyond the control of the employee, or for military service, injury or illness, shall be considered as service for the city for the purpose of determining the completion of said cumulative periods of years of service with the city.

2:14-20. Longevity payment in excess of maximum salary.

Such additional longevity payment shall be paid notwithstanding the maximum salary heretofore provided for such office or employment by ordinance.

2:14-21. Computation after promotion.

The above program shall be considered as above and beyond any promotion in any title of any employee during his term of service. Each 2% longevity credit shall be based on permanent salary received by the employee as of January 1, as enumerated in section 1 [2:14-16(d)] hereof, and the same percentage to be paid each succeeding year until he reaches the next step.

2:14-22. Effective date.

The above longevity payments shall become effective as of the effective date of this ordinance.

2:14-23. Termination of employment prior to effective date.

Nothing contained in this ordinance [article] shall be construed to apply to any person whose employment has been terminated for any reason prior to the effective date of the adoption of this ordinance [article].

Section 2. All ordinances or parts of prior ordinances which are inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

June 3, 1987

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the ordinance as advertised; further, a motion to amend the ordinance by amending Section 2:14-17(a) to read "Longevity shall be based on service with the City from the date of the original appointment, temporary or permanent, or federally funded program and shall be determined to include time spent in honorable active duty military service in the Armed Forces of the United States"; and amending Section 2:14-21 to read "Computation of payment. The above program shall be considered as above and beyond any promotion in any title of any employee during his/her term of service. Longevity credit shall be based on salary received by the employee as of January 1, of the preceding year and the same percentage shall be paid each succeeding year until he/she reaches the next step." was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Payne.

City Clerk: This ordinance, as amended, will be taken up for further consideration for final passage at a meeting of the Municipal Council to be held on June 24, 1987, at which time and place all persons who may be interested in the amendment to the ordinance will be given an opportunity to be heard concerning the same.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require applicants for a marriage license to obtain a serological test for antibodies to human t-cell lymphotropic virus, type III, (HTLV-III), the causative agent of acquired immunodeficiency syndrome (AIDS).

(Copy of ordinance submitted to each Member of the Council)

(Public Hearing Closed)

(For action on this Ordinance, see pages 2 and 3 in the minutes of this meeting)

HEARINGS OF CITIZENS.

6-HC-a. **MR. JAMES E. GRIFFIN, SR., 444 CLINTON PLACE, NEWARK, NEW JERSEY** addressed the Municipal Council with respect to tenant and landlord rights.

6-HC-b. **MR. ELMORE GAINES, 12 GAREIS STREET, NEWARK, NEW JERSEY**, addressed the Municipal Council with respect to homes being auctioned in the City of Newark.

President Martinez directed the City Clerk to forward verbatim transcript of remarks made by the speaker to Director of Development Lucas for his attention and necessary action.

/ 6-HC-c. **MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY**, addressed the Municipal Council with respect to homeless in the City of Newark.

President Martinez directed the City Clerk to forward verbatim transcript of remarks made by the speaker to Director of Engineering Zach and Executive Director of Newark Housing Authority Buck for their attention and necessary action.

/ 6-HC-d. **MR. MARVIN JENKINS EL, NEWARK, NEW JERSEY**, addressed the Municipal Council with respect to homeless in the City of Newark.

/ 6-HC-e. **MR. JOSEPH KILLEEN, 65-67 AVENUE A, NEWARK, NEW JERSEY**, addressed the Municipal Council opposing proposed garbage transfer site on Avenue A.

President Martinez suggested the speaker communicate with the Freeholders of Essex County as the proposal lies under their jurisdiction.

Councilman Tucker, through the Chair, directed the City Clerk to forward correspondence from the Mayor's Office to the County regarding the proposed garbage transfer site to the speaker.

A motion to permit **REVEREND NATHANIEL SCREVEN**, to be heard under "Hearings of Citizens" was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

Absent: Councilman Payne.

/ 6-HC-f. **REVEREND NATHANIEL SCREVEN, BETHESDA CHURCH OF GOD IN CHRIST, 546 CLINTON AVENUE, NEWARK, NEW JERSEY** addressed the Municipal Council seeking their support in acquiring City-owned property known as Blocks 3026, 2046, Lot 95 to use as a parking lot and build a teen counseling and activity center.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

/ 7-R-a. Resolution ratifying contract for period February 1, 1987 to June 3, 1987; further, authorizing Business Administrator to enter into contract with Jenaro Contracting Co., Inc., 180 Wright Street, Newark, New Jersey, 07114, lowest responsible bidder, to Provide Overhead Door Maintenance Service, for period June 4, 1987 to January 31, 1988; contract shall not exceed \$100,000.; \$100. encumbered in 1987 Temporary Budget of Division of Public Buildings; any additional expenditures contingent upon and subject to appropriation and certification of such funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-b. Resolution appointing George L. Wade, Constable for a term commencing June 3, 1987 and ending June 2, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Payne.

- 7-R-c. Resolution appointing Alfred V. Harris, Constable for a term commencing June 3, 1987 and ending June 3, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Payne.

- 7-R-d. Resolution appointing Otis L. Waller Constable for a term commencing June 3, 1987 and ending June 2, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Payne.

- 7-R-e. Resolution recognizing and commending Investigators William Moylan and Joseph Brady of the Union County Prosecutor's Office for their heroic rescue during a recent fire at Our Lady of Good Counsel High School in Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Payne.

- 7-R-f. Resolution recognizing and commending the Most Worshipful James E. Salmon, Sr., New Jersey Grand Master of the Prince Hall Grand Lodge, for his outstanding leadership of the Free and Accepted Masons.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Payne.

- 7-R-g. Resolution declaring June 1-7, 1987 as "Tribute to Black Heritage Week" within the City of Newark, and commending the Prince Hall Grand Lodge of the State of New Jersey for sponsoring this occasion in commemoration of the achievements of Black Americans.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Payne.

- 7-R-h. Resolution recognizing and commending the East Side High School Winterguard Team for its outstanding achievements.

(For action on this resolution, see page 4 in the minutes of this meeting)

- 7-R-i. Resolution recognizing and commending Mr. John Daidone, President of Daidone Electric, Inc., for his recent selection as "Man of the Year" by the Kidney Foundation of New York/New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-j. Resolution granting fireworks display permit to Portuguese American Federation of N.J., Inc. of the City of Newark for fireworks display on June 6, 1987 at Riverbank Park in Newark.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-k. Resolution authorizing Director of Health and Human Services to apply for funds in amount of \$10,000. from Essex County Block Grant for Division of Recreation/Cultural Affairs for period June 27, 1987 to September 2, 1988. (Total estimated budget for said program is \$22,586. of which \$12,086. represents a contribution of supplies and in-kind personnel from Division of Recreation/Cultural Affairs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-l. Resolution authorizing Director of Health and Human Services to apply for funds in amount of \$427,251.20 from New Jersey State Department of Education for SuNuP Child Care Food Program, for period July 6, 1987 to August 28, 1987. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-m. Resolution authorizing Director of Health and Human Services to apply for funds in amount of \$203,067. from New Jersey State Department of Health for Newark Urban Rodent Control Project, for period July 1, 1987 to June 30, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

/ 7-R-n.

Resolution ratifying contract for period January 1, 1987 to June 3, 1987; further, authorizing Director of Health and Human Services to enter into and execute contract with New Jersey State Department of Health, for maintaining the Newark STD Clinic as the 10th National Sexually Transmitted Disease Training Center, for period June 4, 1987 to December 31, 1987; New Jersey State Department of Health-\$110,377., in-kind match-existing personnel-\$73,987., totalling \$184,364.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

/ 7-R-o.

Resolution authorizing Police Director to execute any all documents necessary to receive SLEPA grant in amount of \$11,351. from State of New Jersey, State Law Enforcement Planning Agency and to supply all necessary in lieu services to match said grant; for training a minimum of 77 police officers in a Crime Prevention Training Program; no direct expenditures of municipal funds is necessary to effectuate grant agreement.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

/ 7-R-p.

Resolution approving determination of Central Planning Board that City Tax Block 776, Lots 1, 2, 3, 4, 5, 42 and 58, specifically described in Report of Findings of the Central Planning board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended, pursuant to Resolution 7-R-ch (A.S.), February 18, 1987. (77-75 Halleck Street, 751-753 Summer Avenue, 759-773 Summer Avenue, 43-55 Halleck Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

/ 7-R-q.

Resolution approving determination of Central Planning Board that City Tax Block 2707, Lots 1, 2, 6, 7, 9-17, 19, 21, 23-28; Block 2712, Lots 1-10, 12, 14, 15, 17, 18, 20 and 21; Blocks 2706, 2705, 2714 and 2713 in their entirety specifically described in Report of Findings of the Central Planning Board are blighted areas as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended, pursuant to Resolution 7-R-di (A.S.), March 18, 1987.

(Bounded along the northerly side of Hawthorne Avenue to the westerly side of Jelliff Avenue along the southerly side of West Bigelow Street to the easterly side of Bergen Street (excepting the properties fronting on Bergen Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-r.

Resolution approving determination of Central Planning Board that City Tax Block 260 in its entirety specifically described in Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended, pursuant to Resolution 7-R-cf (A.S.), February 18, 1987.

(Block bounded by 12th Avenue on the north, Bergen Street on the east, 13th Avenue on the south and Camden Street on the west)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-s.

Resolution approving determination of Central Planning Board that City Tax Block 815, Lots 28, 29 and 34 specifically described in Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended, pursuant to Resolution 7-R-j, December 8, 1986. (381-383 Woodside Avenue and 794-798 Summer Avenue)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-t.

Resolution approving determination of Central Planning Board that City Tax Block 443, Lots 1-21 and 31-51 specifically described in Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended, pursuant to Resolution 7-R-ce (A.S.) February 18, 1987.

(Block bounded by Gouverneur Street on the north. Mt. Pleasant Avenue on the east southerly sideline of Lots 21 and 31 in Block 443 on the south and Broad Street on the west)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-u.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Recycling Education Grant, \$11,800.; item available from New Jersey State Office of Recycling.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-v.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Job Training Partnership Act-JTPA FY'88, \$8,400,158.; item available from New Jersey State Department of Labor, Employment and Training Administration.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

1224

7-R-w.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Municipal Tonnage Grant, \$14,444.39, item available from New Jersey State Office of Recycling.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-x.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Homeless Health Center Project (#10599), \$396,033.; item available from Robert Wood Johnson Foundation.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-y.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Sexually Transmitted Disease Training Center (87-445-STD), \$110,377.; item available from New Jersey State Department of Health.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-z.

Resolution requesting Director of Local Government Services to make corrections in 1987 City of Newark Budget, from Unclassified Purposes, Personnel Adjustment Program to various Departments and Agencies; to provide funds for salary/increases in various Departments and Division of Budget as result of Labor Contracts with Essex Council #1 and Local #6 of the International Federation of Health Professionals.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-ba.

Resolution requesting Director of Local Government Services to make corrections in 1987 City of Newark Budget, from Water Utility, Unclassified Purposes, Salary Wage and Personnel Adjustment Program to Commercial Accounting-Water, Personnel Services and Division of Water Supply, Personnel Services, to provide funds for salary increases as result of Labor Contracts with Essex Council #1 and Local #6 of the Federation of Health Professionals.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-bb.

Resolution authorizing transfer of Housing and Community Development Act, Fourth Year H.C.D.A. funds, from Rehabilitation Utilization, HCDA IV Summary, Director's Office, Neighborhood Improvement, Grass Islands, Bessie Smith Health Center, New Community Development Area, Urban Homesteading, Minority Contractors, Other Expenses-\$75,491. to H.C.D.A. XI, Reprogrammable Funds-\$75,491.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-bc.

Resolution authorizing transfer of Housing and Community Development Act, Sixth Year H.C.D.A. funds, from various departments, agencies and programs-\$1,484,282. to HCDA XI, Methadone Treatment, Other Expenses-\$250,000., HCDA XI, Reprogrammable Funds-\$1,234,282., totalling \$1,484,282.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-bd.

Resolution authorizing Director of Finance to issue check in amount of \$4,000. payable to Kevin Pinkney and his attorney Melvin D. LuSan, 24 Commerce Street, Newark, upon receipt of all documents deemed necessary by Corporation Counsel; Mr. Pinkney instituted suit against Allis Chalmers, American Equipment Handling Co., Inc. Worthington Pump Co., Inc. in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence of said defendants and defendants hereinabove filed a third-party action against City of Newark alleging City was negligent in maintenance of its lift; agreed to settle and resolve matter in controversy for sum of \$11,000. with defendants contributing \$7,000. and City of Newark contributing \$4,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-be.

Resolution authorizing Director of Finance to issue check in amount of \$9,000. payable to Walter T. Zellars and his attorney Irving Seligsohn, 1180 Raymond Boulevard, upon receipt of all documents deemed necessary by Corporation Counsel; Mr. Zellars instituted suit against Allis Chalmers, American Equipment Handling Co., Inc. Worthington Pump Co., Inc. in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence of said defendants and defendants hereinabove filed a third-party action against City of Newark alleging City was negligent in maintenance of its lift; agreed to settle and resolve matter in controversy for sum of \$22,500. with defendants contributing \$13,500. and City of Newark contributing \$9,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-bf. Resolution authorizing Business Administrator to enter into Installment Agreement with each "Occupant of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due on any property shall be made in substantially equal monthly installments over period not exceeding three years; currently monthly charges shall be paid concurrently with the installments.

(In accordance with ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-bg. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A upon receipt of all documents deemed appropriate.

(In accordance with ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-bh. Resolution prohibiting parking upon Passaic Street, east side, beginning at the entrance ramp to Route 21 and extending 366 feet southerly therefrom; pursuant to Section 39:4-8 of Title 39 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-bi. Resolution authorizing Tax Collector to correct and revise records by cancelling service charge in amount of \$90,904. imposed on 441-459 Avenue P, Synfax Urban Renewal Corporation, for period July 1, 1984 through March 31, 1987; further, Tax Collector to indicate obligation of Synfax Urban Renewal Corporation to make payments of service charges on improvements has terminated on July 1, 1984; further, Tax Assessor to correct and revise his records by removal of improvements from exempt tax list.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- 7-R-bj. Resolution recognizing and commending Mr. Bobie Cottle on his recent appointment by Essex County Executive Nicholas Amato, as Warden of the Essex County Jail in Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

- / 7-R-bk. Resolution recognizing and commending NOCANE, Inc., for its successful and innovative efforts in preventing drug abuse among the youth of the Greater Newark Community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent: Councilman Payne.

- / 7-R-bl. Resolution supporting the Newark Public Library's request for a continuing
 (A.S.) state appropriation.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent: Councilman Payne.

- / 7-R-bm. Resolution recognizing and commending Miss Sharon Wade, Esq. and Mr.
 (A.S.) Alvin Spearman on the happy occasion of their wedding to be held June 13, 1987, at the Fellowship Missionary Baptist Church.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent: Councilman Payne.

- / 7-R-bn. Resolution declaring June 7, 1987, Portugese American Day within the
 (A.S.) City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent: Councilman Payne.

- / 7-R-bo. Resolution recognizing and commending Pauline Prott, Captain of the
 (A.S.) 1987 East Side High School Senior Winterguard, for her outstanding achievements.

(For action on this Resolution, see page 4 in the minutes of this meeting)

- / 7-R-bp. Resolution recognizing and commending the Police Athletic League of
 (A.S.) Newark, New Jersey and its major contributors on the occasion of its Annual Fund Raising Luncheon held June 5, 1987, at Biase's Restaurant in Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.
 Absent: Councilman Payne.

- / 7-R-bq. Resolution recognizing and commending Mr. Kenneth Louis, Senior Vice
 (A.S.) President of Government Affairs for the Greater Newark Chamber of Commerce, on the occasion of his appointment as Chairman of the Board of Directors for the Theater of Universal Images.

(For action on this resolution, see page 4 in the minutes of this meeting)

- 7-R-br. Resolution recognizing and commending the American Center for International
(A.S.) Leadership's United States Finland Emerging Leaders Program on the occasion
of its visit to the City of Newark on June 3, 1987.

(For action on this resolution, see page 17 in the minutes of this meeting)

- 7-R-bs. Resolution requesting Director of Local Government Services to make
(A.S.) corrections in 1987 City of Newark Budget, from Unclassified Purposes, Salary
and Wage Personnel Adjustment Program to Fire Department, Emergency Management,
Personnel Services; to provide funds for newly created title of Assistant
to Deputy Coordinator, Office of Emergency Management.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded
by Councilman Branch and declared adopted by President Martinez by the following
votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Payne.

- 7-R-bt. Resolution authorizing Mayor to enter into grant agreement with New
(A.S.) Jersey Department of Community Affairs to utilize FY 1987 Supplemental Safe
Neighborhoods Program funds (City awarded grant in amount of \$1,325,809.97
to be matched by \$331,452.49 from Municipal Budget, totalling \$1,657,262.46);
no encumbrance or expenditure of funds in connection with the grant budget
pending grant agreement execution.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded
by Councilman Carrino and declared adopted by President Martinez by the following
votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Payne.

- 7-R-bu. Resolution authorizing Director of Health and Human Services to accept
(A.S.) funds in amount of \$795,071. and enter into and execute contract with Robert
Wood Johnson Foundation for Newark Homeless Health Care Project for period
June 1, 1987 to May 31, 1989. (Year 1-June 1, 1987 to May 31, 1988-\$396,033.;
Year 2-June 1, 1988 to May 31, 1989-\$399,038.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded
by Councilwoman Villani and declared adopted by President Martinez by the
following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Payne.

- 7-R-bv. Resolution authorizing Business Administrator to execute Bargain and
(A.S.) Sale Deeds for properties sold at public auction held May 21, 1987, per attached
exhibits A and B for the sum of \$2,611,500., to the highest bidders pursuant
to Executive Order No. PM870036, issued May 1, 1987.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by deleting therefrom 358 Leslie Street
was made by Councilman Branch, seconded by Councilman Carrino and declared
adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Payne.

A motion to adopt the resolution as amended was made by Councilman Branch,
seconded by Councilman Carrino and declared adopted by President Martinez
by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Payne.

June 3, 1987

7-R-bw.
(A.S.)

Resolution urging federal and state legislation to urge the routine testing of high risk groups and marriage license applicants for AIDS.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-bx.
(A.S.)

Resolution authorizing Mayor and Director of Development to file Program Description for Rental Rehabilitation Program entitlement grant in amount of \$1,087,000., under the Housing and Urban-Rural Recovery Act of 1983 with United States Department of Housing and Urban Development in compliance with Federal Regulations governing aid application; no expenditures of locally generated municipal funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-by.
(A.S.)

Resolution urging the formulation of a committee of interested representatives from high risk groups to provide input into developing methods for the public interest in dealing with the AIDS virus.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-bz.
(A.S.)

Resolution authorizing Director of Finance to apply to Local Finance Board for approval of project funding and exemption from the down payment requirement of the Local Bond Law for Rehabilitation and improvements to the Belleville Reservoir Complex, Cedar Grove Reservoir Complex, Valley Road Rechlorination Station and Pequannock Aqueducts and Related Appurtenances and Improvements (Capital Budget Project Number 870A); total amount of authorization-\$10,000,000.; source of funds-Water Utility Capital Improvement.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

7-R-ca.
(A.S.)

Resolution authorizing Business Administrator to enter into contract with Kentuk Enterprises, 11 South Burnet Street, East Orange, New Jersey, lowest responsible bid received, for providing Thermic Insulation for the J.K.F. Recreation Center, for period June 3, 1987 to satisfactory completion of work by Director of General Services, for sum not to exceed \$26,600.; funds available in 1987 Budget of Department of General Services, Division of Public Buildings.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

June 3, 1987

/7-R-cb.

Resolution accepting bid of 223 Sherman Avenue Corporation, only bid received, for purchase of City-owned property at 148-152 Elizabeth Avenue, Block 2776, Lots 5 and 36, for sum of \$21,400., pursuant to Executive Order No. PMB70020, February 6, 1987. (Minimum offer Approved-\$18,500.; Capital Improvement-\$300,00.)

A motion to adopt the resolution was made by Tucker, seconded by Councilman Grant, and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

MOTIONS.

/7-M-a.

A MOTION DIRECTING THE CITY CLERK TO PLACE ON THE JUNE 24, 1987 AGENDA OF THE MUNICIPAL COUNCIL UNDER COMMUNICATIONS ORDINANCE DEALING WITH COUNCIL RULES, was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

/7-M-b.

A MOTION REQUESTING THE ADMINISTRATION TO STUDY THE FEASIBILITY OF ESTABLISHING A MINI-PRECINCT IN THE NORTH WARD, EAST WARD AND CENTRAL WARD was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

/7-M-c.

A MOTION RESPECTFULLY REQUESTING THAT THE NEMARK HOUSING AUTHORITY DEDICATE THE NEW SCUDDER HOME TOWNHOUSES TO THE MEMORY OF THE LATE ANNA LOIS JONES, A LONGTIME NEMARK RESIDENT AND COMMUNITY ACTIVIST; FURTHER, REQUESTING THAT THE NEMARK HOUSING AUTHORITY DEDICATE THE NEW HAYES TOWNHOUSES TO THE MEMORY OF DOUGLAS CANNON was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

/7-M-d.

A MOTION REQUESTING A STATUS REPORT FROM DIRECTOR OF ENGINEERING ZACH ON THE REPAIRS TO THE JFK RECREATION CENTER SWIMMING POOL AND THE HAYES WEST POOL was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

/7-M-e.

A MOTION TO IMMEDIATELY REQUEST THAT THE TAX SALE FOR MUNICIPAL LIENS SCHEDULED FOR JUNE 4, 1987 BE ADJOURNED FOR A PERIOD OF NO MORE THAN EIGHT WEEKS OR FOR THE PERIOD PROVIDED BY STATE LAW; AFTER MUCH DISCUSSION RELATING TO THE HISTORY OF THE PROBLEM AND THE MERITS OF THE PROPOSED MOTION, INCLUDING A DISCUSSION OF THE CORPORATION COUNSEL'S LEGAL OPINION ON DELAYING THE SALE was made by Councilman Rice, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilman Rice.

No: Councilman Carrino.

Not Voting: Councilmen Branch, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Grant, Harris.

Absent: Councilman Payne.

7-M-f.

A MOTION REQUESTING THE TAX COLLECTOR TO DETERMINE WHICH TAX ABATED PROPERTIES ARE DELINQUENT IN THEIR PAYMENT OF WATER/SEWER MONIES DUE THE CITY AND WHAT IMMEDIATE STEPS ARE BEING TAKEN BY THEIR OFFICE TO RECTIFY THIS SITUATION was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Payne.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received May 14, 1987, enclosing proposed "Ordinance amending and supplementing Title 16, SUBDIVISION, Chapter 9, Sections 6 and 13 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To revise the exception provisions and definition of minor site plan)" (Copy of ordinance and correspondence submitted to each Member of the Council) (Approved by Central Planning Board)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Coordinator of Plan Review Hilliard to meet with Council at their pre-meeting conference June 23, 1987 was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Payne.

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received May 21, 1987, enclosing proposed "Ordinance authorizing the release of the City's reversionary interest in property located in the Municipality of Verona, New Jersey also known as Block 505, Part of Lot 1, (In accordance with attached Tax Map #23.02, for the sum of \$29,200.) to El Properties, Inc." (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 24, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Payne.

8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received May 21, 1987, enclosing proposed "Ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue."

(Park Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 24, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Harris.

June 3, 1987

8-d.

The City Clerk presented **Communication** from Business Administrator Monteilh, received May 21, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986, as amended (To create the position title of Planning Aide in the Department of Land Use Control)."

(Planning Aide (35 Hours) (1) 1986 \$17,179.82 - \$20,876.41
1987 18,579.82 - 21,276.41)

(Title created in Department of Land Use Control. Represented by Essex Council #1 Civil Service Association. Funds provided in budget.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance; further directing the City Clerk to invite Business Administrator Monteilh and Director of Land Use Control McLucas to meet with the Council at its pre-meeting conference June 23, 1987 was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Payne.

8-e.

The City Clerk presented **Communication** from His Honor, Mayor Sharpe James, received June 3, 1987, nominating Mr. Paul R. Daniele, 285 Second Avenue, Newark, New Jersey 07102, as a Municipal Court Judge, for a term of three years commencing June 3, 1987 and ending June 3, 1990.

(Copy of communication submitted to each Member of the Council)
(Mr. Daniel met with Council June 3, 1987)

(For action on this communication, see pages 4 and 5 in the minutes of this meeting)

8-f.

The City Clerk presented **Communication** from His Honor, Mayor Sharpe James, received May 14, 1987, nominating Mr. Lester Chernin, 306 Irvine Turner Boulevard, Newark, New Jersey 07108, as a member of the Taxi Commission, Community-at-Large, for a term ending January 29, 1990.

(Mr. Chernin will fill an existing vacancy left by Mr. James V. Parrillo, who was in a hold-over status and resigned March 12, 1987)

(Copy of communication submitted to each Member of the Council)
(Mr. Chernin met with Council June 3, 1987)

A motion to confirm the appointment of Mr. Lester Chernin, 306 Irvine Turner Boulevard, Newark, New Jersey 07108, as a member of the Taxi Commission, Community-at-Large, for a term ending January 29, 1990.

President Martinez: Will the Council confirm the appointment?

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Payne.

President Martinez: This appointment is confirmed.

8-g.

The City Clerk presented **Communication** from Business Administrator Monteilh, received May 22, 1987, enclosing proposed "Ordinance providing for the vacation of Colden Street, as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the southerly line of Central Avenue to the northerly line of Bleeker Street."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the June 24, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Payne.

8-h.

The City Clerk presented **Communication from Business Administrator Monteilh, received May 22, 1987, enclosing proposed "Ordinance providing for the vacation of Bleeker Street, as laid out 55 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the westerly line of Colden Street to the westerly line of Summit Street."**

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the June 24, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Payne.

8-i.

The City Clerk presented **Communication from Business Administrator Monteilh, received May 22, 1987, enclosing proposed "Ordinance amending Section 23:5-7, Stopping or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."**

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Does not require approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the June 24, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Payne.

8-j.

The City Clerk presented **Communication from Business Administrator Monteilh, received May 22, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977 as amended and supplemented (To create the position title of "Management Specialist" in the Department of Administration)."**

(Management Specialist (1)	1/1/86	\$31,088.85 - \$37,788.75
(37½ Hours)	1/1/87	32,488.85 - 39,188.75)

(Title created in Department of Administration due to reassignment of employee from Division of Budget. Represented by Essex Council #1, Civil Service Association. No fiscal impact since salary remains same.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance; further directing the City Clerk to invite Mayor Sharpe James to meet with the Council at its pre-meeting conference June 23, 1987 was made by Councilman Tucker, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Payne.

8-k.

The City Clerk presented **Communication from Business Administrator Monteilh, received May 22, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To create the position title of Investigator, Mayor's Office)."**

(Investigator, Mayor's Office (1)	1/1/87	\$21,442.48 - \$25,761.57
(35 Hours)	1/1/88	22,514.60 - 27,049.65)

(Title created in Office of Mayor. Represented by Essex Council #1, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

June 3, 1987

A motion to defer action on the ordinance; further directing the City Clerk to invite Mayor Sharpe James to meet with the Council at its pre-meeting conference June 23, 1987 was made by Councilman Tucker, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Payne.

8-1.

The City Clerk presented **Communication from Business Administrator Monteilh, received May 22, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create the position titles of Investigator, W.I.C. and Supervising Distribution Clerk, W.I.C. in the Department of Health and Human Services)."**

(Investigator, W.I.C.	1/1/86 \$13,978.17 - \$16,361.29
(35 Hours)	1/1/87 15,378.17 - 17,761.29

Supervising Distribution

Clerk, W.I.C.	1/1/86 14,402.19 - 17,179.82
(35 Hours)	1/1/87 15,802.19 - 18,579.82)

(Titles being created in Department of Health and Human Services. Represented by Essex Council #1, Civil Service Association. State funded program.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance; further, directing the City Clerk to invite Business Administrator Monteilh and Director of Department of Health and Human Services Foster-Struggs to meet with the Council at its pre-meeting conference June 23, 1987 was made by Councilman Tucker, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Payne.

8-m.

The City Clerk presented **Communication from Business Administrator Monteilh, received May 22, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title of Supervisor, Sewers and to abolish the title of Sewer Foreman in the Department of Engineering)."**

(Supervisor, Sewers	(5)	1/1/87	\$16,360.35 - \$19,884.64)
(40 Hours)			

(Title change due to Civil Service reclassification. Represented by AFSCME (Supervisors). No fiscal impact since salary range remains the same.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 24, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Payne.

June 3, 1987

8-n.

The City Clerk presented Communication from Business Administrator Monteilh, received May 22, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey,' (6-S & F-y) adopted November 22, 1966, as amended and supplemented. (To adjust salaries for Superior Identification Officer employees represented by the Newark Superior Officers' Association)"

		Ann. Min. <u>Salary</u>	Middle <u>Step</u>	Ann. Max. <u>Salary</u>
(Chief Identification Officer (40 Hours)	(1) 1/1/85	\$34,927.64	\$36,089.50	\$37,251.36
Assistant Chief Identification Officer (40 Hours)	(9) 1/1/85	27,939.30	29,103.51	30,267.11)

(Increase of 8.5% as a result of binding arbitration. Represented by Superior Officers' Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 24, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by President Martinez and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Payne.

8-o.

The City Clerk presented Communication from Business Administrator Monteilh, received May 22, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title of Senior Engineering, Hydraulic and to abolish the title of Senior Engineer in the Department of Engineering)."

(Senior Engineer, Hydraulic (35 Hours)	(2) 1/1/87	\$24,596.02 - \$29,601.29 25,825.82 - 31,081.35)
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(Title change due to Civil Service reclassification. Represented by Essex Council #1, Civil Service Association. Funds provided in Budget.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 24, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by President Martinez and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Payne.

8-p.
(A.S.)

The City Clerk presented Proposed "Ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating newspapers to receive notices of public meeting, official advertising and other municipal advertising."

A motion directing the City Clerk to place this ordinance on the June 24, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Payne.

- 8-q. The City Clerk presented **Proposed "Ordinance to amend Title 2, Chapter 14, Personnel Practices and Policies, Article 3, Longevity Pay Program, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."**

(A.S.)

(Copy of ordinance and submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-s' on pages 10 and 11 in the minutes of this meeting)

- 8-r. The City Clerk presented **Proposed "Ordinance of the Municipal Council strongly urging all individuals within the high risk groups to undergo routine AIDS testing and to further provide routine AIDS testing for marriage license applicants."**

(A.S.)

A motion directing the City Clerk to place this ordinance on the June 24, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Payne.

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

- 9-a. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received May 1, 1987, nominating Bishop Chandler D. Owens, Wells Cathedral of Church in Christ, 672 Dr. Martin Luther King, Jr. Boulevard, Newark, New Jersey 07108, as a member of the Affirmative Action Review Council, for a term of three years (May, 1987 through May, 1990).**

(Copy of communication submitted to each Member of the Council)

A motion directing the City Clerk to return the communication to Administration was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Payne.

- 9-b. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received May 1, 1987, nominating Mr. Donald Harris, President, Vogue Housing, 43 Halsey Street, Newark, New Jersey 07101, as a member of the Affirmative Action Review Council, for a term of one year (May, 1987 through May, 1988).**

(Copy of communication submitted to each Member of the Council)

A motion directing the City Clerk to return the communication to Administration was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Payne.

- 9-c. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received May 1, 1987, nominating Ms. Constance Morris Woodruff, Essex County College, Newark, New Jersey 07102, as a member of the Affirmative Action Review Council, for a term of one year (May, 1987 through May, 1988).**

(Copy of communication submitted to each Member of the Council)

A motion directing the City Clerk to return the communication to Administration was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Payne.

9-d.

The City Clerk presented Proposed "Ordinance amending and supplementing Title 10, Chapter 11, 'Tax Exemptions and Abatements for Commercial and Industrial Improvements and Projects', Section 3(a) Form of Application, of the Revised Ordinances of the City of Newark, 1966, by amending and supplementing the certification of the Developer as to the time of commencement of construction."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 24, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Payne.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from May 21, 1987 to May 27, 1987:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Blessed Sacrament Rosary Society	9549 Amended
Queen of Angels Parents Teachers Association	9590 Amended
St. Martin DePorres Education Association of Queen of Angels School	9591 Amended
Society of the Holy Rosary of St. Francis Xavier church	9600 Amended
St. Francis Xavier Parents School Guild	9620 Amended

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Francis Xavier Roman Catholic Church	9750
(Rutgers) Chen School	9751
St. Stanislaus Roman Catholic Church	9752
United Hospitals Medical Center	9753

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Payne.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Payne.

The meeting adjourned at 4:25 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

Newark, New Jersey, June 9, 1987

1239

JUNE 9, 1987

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey.

City Clerk Marasco called the meeting to order and asked for roll call at 3:20 P. M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

City Clerk Marasco read letter dated June 5, 1987, from Council President Henry Martinez, calling for a special meeting of the Municipal Council for Tuesday, June 9, 1987, at 12 Noon, or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, to consider the following:

Resolution unalterably opposing the establishment of proposed site for a solid waste transfer station at Cozy Lake Road, West Milford, New Jersey, which is located in the City of Newark's Pequannock Watershed.

City Clerk Marasco further read letter dated June 5, 1987, from Council President Martinez, requesting the following legislation be added to the call of the special meeting of the Municipal Council for Tuesday, June 9, 1987, at 12 Noon, or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey:

Ordinance to amend and supplement Title 2, Chapter 9A, of the Revised Ordinances of the City of Newark, New Jersey, 1965, as amended and supplemented, by establishing an Office of Emergency Management within the Engineering Department.

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented.

Ordinance amending Hazardous Material Regulations.

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on June 5, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, a majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the clerk or his designee, may thereupon adjourn the meeting until another hour or day."

1240

June 9, 1987

City Clerk Marasco adjourned the meeting until Friday June 12, 1987, at 10:00 A. M.

This meeting adjourned at 3:31 P. M.

APPROVED:

A handwritten signature in cursive script, appearing to read "Robert P. Marasco", written over a horizontal line.

Robert P. Marasco

Newark, New Jersey, June 12, 1987

1241

An adjourned meeting of a special meeting of June 9, 1987 of the Municipal Council of the City of Newark, New Jersey, was held on above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 10:50 A. M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Tucker, Villani, President Martinez;
City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Carrino, Harris, Payne, Rice.

City Clerk Marasco read letter dated June 5, 1987, from Council President Henry Martinez, calling for a special meeting of the Municipal Council for Tuesday, June 9, 1987, at 12 Noon, or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, to consider the following:

Resolution unalterably opposing the establishment of proposed site for a solid waste transfer station at Cozy Lake Road, West Milford, New Jersey, which is located in the City of Newark's Pequannock Watershed.

City Clerk Marasco further read letter dated June 5, 1987, from Council President Martinez, requesting the following legislation be added to the call of the special meeting of the Municipal Council for Tuesday, June 9, 1987, at 12 Noon, or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey:

Ordinance to amend and supplement Title 2, Chapter 9A, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by establishing an Office of Emergency Management within the Engineering Department.

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented.

Ordinance amending Hazardous Material Regulations.

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1936, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on June 5, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a. (S-1)

The City Clerk read **An ordinance to amend and supplement Title 2, Chapter 9A, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by establishing an Office of Emergency Management within the Engineering Department.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Rice.

JUN 12, 1987

President Martinez: The yeses are five, the noes are none and four absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 24, 1987.

6-F-b. (S-1)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create certain position titles)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Rice.

President Martinez: The yeses are five, the noes are none and four absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 24, 1987.

6-F-c. (S-1)

The City Clerk read An ordinance amending Ordinance 6-S & F-k, May 21, 1986, "An ordinance adopting Comprehensive Hazardous Materials Regulations", by correcting conflicts by the City regulations and regulations of State and Federal Law.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Rice.

President Martinez: The yeses are five, the noes are none and four absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 24, 1987.

RESOLUTIONS.

7-R-a. (S-1)

Resolution unalterably opposing construction of any transfer station which has the potential to pollute the waters of the Newark Watershed. (Vicinity of Pequannock River which runs into the Newark Watershed Reservoirs)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Rice.

June 12, 1987

1243

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

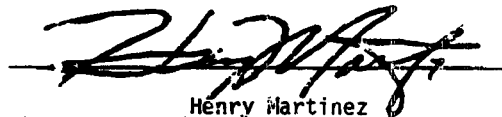
Absent: Councilmen Carrino, Harris, Payne, Rice.

This meeting adjourned at 10:55 P. M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

Newark, New Jersey, June 12, 1987

1244

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 10:56 A. M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Tucker, Villani, President Martinez;
City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Carrino, Harris, Payne, Rice.

City Clerk Marasco read letter dated June 9, 1987, from Council President Henry Martinez, calling for a special meeting of the Municipal Council for Friday, June 12, 1987, at 10:00 A. M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, to consider the following legislation:

Resolution unalterably opposing construction of any transfer stations in the City of Newark; further, requesting Essex County Board of Chosen Freeholders to reconsider and rescind its vote for siting approval ordinance; further.....

Resolution opposing passage of Assembly Bill 3892.
(Concerning declared solid waste emergencies and the implementation of district solid waste management contingency plans)

Resolution authorizing Director of Engineering to execute Contract 86-02, 24" Relief Sanitary Sewer, Wilson and Doremus Avenues, with La Fera Contracting Co., 149 Verona Avenue, Newark, lowest responsible bid received, for total sum of \$2,067,000.01, further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in net amount not to exceed \$7,500.; funds provided in 1987 Capital and Operating Budgets.

Resolution authorizing Director of Engineering to execute Contract 86-16, Ironbound Swimming Pool, with Austin Heile Co., Inc., 286-82 Pompton Avenue, Cedar Grove, New Jersey, lowest responsible bid received, for total sum of \$2,175,000.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in net amount not to exceed \$7,500.; funds provided in 1987 Capital and Operating Budgets.

Resolution authorizing Director of Engineering to execute Contract 82-12, The Construction of a New Welfare Building (A Mixed Use Office Building), with M & L Construction Co., Inc., 914 Doremus Avenue, Newark, lowest responsible bid received, for total sum of \$2,941,700.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in net amount not to exceed an additional \$7,500., funds provided in 1987 Capital and Operating Budgets.

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on June 9, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a. (S-2)

Resolution unalterably opposing construction of any transfer stations in the City of Newark; further, requesting Essex County Board of Chosen Freeholders to reconsider and rescind its vote for siting approval ordinance; further, directing Mayor, Corporation Counsel and Director of Engineering to take any and all steps necessary to prevent construction of same; further, directing Mayor, Corporation Counsel and Director of Engineering to initiate whatever steps to revoke, if necessary

June 12, 1987#2

the host municipality agreement between City of Newark, Essex County, and Port Authority of New York/New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Rice.

After Resolution 7-R-e (S-2), Councilman Grant requested to change his vote from the affirmative to the negative.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and failed of adoption by the following votes:

Yes: Councilmen Branch, Tucker, Villani, President Martinez.

No: Councilman Grant.

Absent: Councilmen Carrino, Harris, Payne, Rice.

A motion to defer action on the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Rice.

7-R-b. (S-2)

Resolution opposing passage of Assembly Bill 3892.

(Concerning declared solid waste emergencies and the implementation of district solid waste management contingency plans)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Rice.

7-R-c. (S-2)

Resolution authorizing Director of Engineering to execute Contract 86-02, 24" Relief Sanitary Sewer, Wilson and Doremus Avenues, with La Fera Contracting Co., 149 Verona Avenue, Newark, lowest responsible bid received, for total sum of \$2,057,000.01, further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in net amount not to exceed \$7,500.; funds provided in 1987 Capital and Operating Budgets.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Rice.

7-R-d. (S-2)

Resolution authorizing Director of Engineering to execute Contract 86-16, Ironbound Swimming Pool, with Austin Helle Co., Inc., 886-82 Pompton Avenue, Cedar Grove, New Jersey, lowest responsible bid received, for total sum of \$2,175,000.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in net amount not to exceed \$7,500.; funds provided in 1987 Capital and Operating Budgets.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Rice.

7-R-e. (S-1)

Resolution authorizing Director of Engineering to execute Contract 82-12, The Construction of a New Welfare Building (A Mixed Use Office Building), with M & L Construction Co., Inc., 914 Doremus Avenue, Newark, lowest responsible bid received, for total sum of \$2,941,700.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goal: of this project in net amount not to exceed an additional \$7,500., funds provided in 1987 Capital and Operating Budgets.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Rice.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Rice.

This meeting adjourned at 11:00 A. M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

Newark, New Jersey, June 12, 1987

1247

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 11:01 A. M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Tucker, Villani, President Martinez;
City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Carrino, Harris, Payne, Rice.

City Clerk Marasco read letter dated June 10, 1987, from Council President Henry Martinez, calling for a special meeting of the Municipal Council for Friday, June 12, 1987, at 11:00 A. M. or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, to consider the following:

Ordinance amending Chapter 5, Parking, Stopping or Standing, Generally, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By adding Section 23:5-3.2, Parking Prohibited between 11:00 P. M. and 5:00 P. M. for Commercial Vehicles)

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on June 10, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

ORDINANCES ON FIRST READING

President Martinez called for ordinances on first reading.

6-F-a. (3)

The City Clerk read An ordinance amending Chapter 5, Parking, Stopping or Standing, Generally, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By adding Section 23:5-3.2, Parking Prohibited between 11:00 P. M. and 5:00 A. M. for Commercial Vehicles)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading and directing the City Clerk to communicate with Police Director Greenleaf requesting a report detailing the number of trucks which have been cited for the \$100. since the ordinance has been in effect, was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Rice.

President Martinez: The yeses are five, the noes are none and four absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 24, 1987.

Councilman Tucker, through the Chair, requested the City Clerk to communicate with Police Director Greenleaf requesting his opinion on the advisability and feasibility of establishing the Parking Violations Officer on a 24-hour basis.

Councilman Branch, through the Chair, requested the City Clerk to communicate with Director of Engineering Zach requesting a status report on the repairs to the John F. Kennedy Recreation Center and the Scott's Mansion (Krueger Mansion)

June 12, 1987#3

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Rice.

This meeting adjourned at 11:15 A. M.

APPROVED:

Robert P. Marasco
City Clerk



Henry Martinez
President

Newark, New Jersey, June 24, 1987

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:28 P.M.

1249

City Clerk Marasco announced due to President Martinez attending a conference at Harvard University, he would entertain a motion to elect a Temporary President.

A motion to elect Councilman Ralph T. Grant, Jr. Temporary President was made by Councilman Harris, seconded by Councilman Branch.

There were no further nominations.

The motion to elect Councilman Ralph T. Grant, Jr. Temporary President was adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker.

Absent: Councilmen Carrino, Payne, Villani, President Martinez.

The audience arose for the National Anthem.

The invocation was offered by Acting President Ralph T. Grant, Jr.

Temporary President Grant announced that Councilwoman Villani will not be present due to illness.

Temporary President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Harris, Rice, Tucker, Temporary President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Gregory Franklin, Lieutenant Raymond Gilhooly and Detective James Reed, Sergeant-At-Arms.

Absent: Councilmen Carrino, Payne, Villani, President Martinez.

(Councilman Carrino arrived at 8:40 P. M.)

(Councilman Payne arrived at 9:07 P. M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on June 19, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to consider Resolution 7-R-bz, (A.S.) at this time was made by Councilman Branch, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilmen Carrino, Payne, Villani, President Martinez.

7-R-bz.
(A.S.)

Resolution recognizing and commending the 11 Newark Public School students who submitted the winning essays in the contest sponsored by the Municipal Council and the Newark Board of Education on the topic, "If I were Mayor or Councilperson of Newark, New Jersey, I would do the following to make Newark a better place in which to live."

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilmen Carrino, Payne, Villani, President Martinez.

Councilman Branch read and presented, on behalf of the Members of the Municipal Council, suitably inscribed resolutions to each of the winners of the contest.

The winners of the contest entitled "If I were Mayor or Councilperson" presided at the opening of the Municipal Council meeting.

JUNE 24, 1987

1250

The essay contest winners are as follows: Miriam Velez, Robin Young, Michael Albanese, Nelson Ferreira, Robert Callahan, Melody Adames, Kesha Archer, Renee Edwards, Ranene George, and Tisha Knight.

Mr. Albanese, on behalf of the contest winners, thanked the Members of the Municipal Council for honoring them with the presentation of the resolutions.

(Councilman Carrino arrived at 8:40 P. M.)

A motion to consider Resolution 7-R-cd.(A.S.) at this time was made by Councilman Branch, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.
Absent: Councilmen Payne, Villani, President Martinez.

✓ 7-R-cd.
(A.S.)

Resolution recognizing and commending the Bergen Street School Spelling Bee committee for the successful presentation of a program entitled "A Tribute to Excellence" which was held on May 22, 1987.

A motion to adopt the resolution was made by Councilman Branch, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.
Absent: Councilmen Payne, Villani, President Martinez.

Temporary President Grant read and presented, on behalf of the Municipal Council, suitably inscribed resolutions to the members of the Bergen Street School Spelling Bee Committee.

Mr. Frank Walter, Principal of Bergen Street School and Coordinator of the Spelling Bee Committee, on behalf of the committee, expressed his gratitude for honoring him and the Members of the Spelling Bee with the presentation of this resolution.

The receipts of the resolutions are Frank Walters, Pearlina Sneed, Chairperson, Cecilia Grandison, Magellia Boston, Ruby Mathews, Cynthia Greenstone, Mayvola Davis, Naomi Huntley, Catherine Belcher, and Anita Evans.

A motion to consider Resolution 7-R-cc.(A.S.) at this time was made by Councilman Branch, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.
Absent: Councilmen Payne, Villani, President Martinez.

✓ 7-R-cc.
(A.S.)

Resolution recognizing and commending Turning Point, Inc. for its outstanding services to alcohol abusers and their families within the Newark Community.

A motion to adopt the resolution was made by Councilman Branch, seconded by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.
Absent: Councilmen Payne, Villani, President Martinez.

Temporary President Grant read and presented, on behalf of the Municipal Council, a suitably inscribed resolution to Mr. James Wheeler, Executive Director and Mr. Wilbur Haddock, Member of the Board of Directors.

A motion to consider Resolution 7-R-w at this time was made by Temporary President Grant, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.
Absent: Councilmen Payne, Villani, President Martinez.

✓ 7-R-w.

Resolution authorizing Mayor to enter into and execute agreement with Park Place Urban Renewal Associates, which addresses delinquent service charges in lieu of taxation payments under a prior tax abatement agreement between City and Park Place for property known as 42-50 Park Place, Block 125, Lot 15; outstanding balance of Fox-Lance Tax Abatement service charges in lieu of taxation is \$1.4 million; interest on said balance shall accrue at 4% per annum; prepayment of \$112,000. is required to be made by Park Place at the execution of the agreement; monthly payments in amount of \$4,466.66 shall begin in the 25th month and shall continue to be made for the remaining eight (8) years at which time the principal balloon payment of \$1.4 million is due.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Carrino, Harris, Rice, Tucker, Temporary President Grant.
Absent During Roll Call: Councilman Branch.
Absent: Councilmen Payne, Villani, President Martinez.

A motion to consider Resolution 7-R-dc, (A.S.) at this time was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Carrino, Harris, Rice, Tucker, Temporary President Grant.
Absent During Roll Call: Councilman Branch.
Absent: Councilmen Payne, Villani, President Martinez.

✓ 7-R-dc.
(A.S.)

Resolution expressing strong opposition to the passage of Assembly Bill 3689 as presently constituted which permits municipalities to grant 15 year extensions of certain existing property tax exemptions relating to the "Urban Renewal Corporation and Association Law of 1961" commonly known as the Fox Lance Law.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Carrino, Harris, Rice, Tucker, Temporary President Grant.
Absent During Roll Call: Councilman Branch.
Absent: Councilmen Payne, Villani, President Martinez.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

✓ 4-a.

The City Clerk presented 1985 Annual Audit Report of City of Newark, submitted by Samuel Klein and Company, Internal Auditors.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.
Absent: Councilmen Payne, Villani, President Martinez.

✓ 4-b.

The City Clerk presented Copy of Minutes of Meeting of Board of Adjustment, held April 21, 1987.
(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.
Absent: Councilmen Payne, Villani, President Martinez.

✓ 4-c.

The City Clerk presented Copy of Minutes of Board of Trustees of Newark Public Library, held April 22, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.
Absent: Councilmen Payne, Villani, President Martinez.

✓ 4-d.

The City Clerk presented Copy of Minutes of Private Meeting of Board of Trustees of Newark Public Library, held April 22, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.
Absent: Councilmen Payne, Villani, President Martinez.

June 24, 1987

- ✓ 4-e. The City Clerk presented Copy of Minutes of Second River Joint Meeting, held March 2, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilmen Payne, Villani, President Martinez.

- ✓ 4-f. The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held May 21, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilmen Payne, Villani, President Martinez.

- ✓ 4-g. The City Clerk presented Report of Investments and Time Deposits Purchased from January, 1987 through May, 1987, submitted by Ronald W. Jean, Finance Director. (Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilmen Payne, Villani, President Martinez.

- ✓ 4-h. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-North, held May 14, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilmen Payne, Villani, President Martinez.

- ✓ 4-i. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-South, held May 14, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilmen Payne, Villani, President Martinez.

- ✓ 4-j. The City Clerk presented 1986 Annual Report of the Newark Watershed Conservation and Development Corporation, submitted by Robert C. Holmes, Executive Director. (Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilmen Payne, Villani, President Martinez.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

- 6-F-a. Temporary President Grant called for ordinances on first reading.

The City Clerk read An ordinance to amend and supplement Title 5, Amusements and Amusement Businesses; Chapter 2, Coin-operated Amusement Devices; Section 8, Transfer of License; of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Manager of Permits and Licenses Kerr met with the Council June 9, 1987)

June 24, 1987

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilmen Payne, Villani, President Martinez.

Temporary President Grant: The yeses are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for further action on July 8, 1987.

✓ 6-F-b.

The City Clerk read An ordinance to amend and supplement Title 5, Amusements and Amusement Businesses; Chapter 2, Coin-operated Amusement Devices; Section 6, License Fee; Term of License, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Manager of Permits and Licenses Kerr met with Council June 9, 1987)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilmen Payne, Villani, President Martinez.

Temporary President Grant: The yeses are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for further action on July 8, 1987.

✓ 6-F-c.

The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited at all Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on William Street.

(Deleting: William Street, North side, from Broad Street to Springfield Avenue; South side, from Washington Street to Springfield Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilmen Payne, Villani, President Martinez.

✓ 6-F-d.

The City Clerk read An ordinance authorizing the release of the City's reversionary interest in property located in the Municipality of Verona, New Jersey also known as Block 505, Part of Lot 1, (In accordance with attached Tax Map #23.02, for the sum of \$29,200.) to E1 Properties, Inc.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilmen Payne, Villani, President Martinez.

Temporary President Grant: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

✓ 6-F-e.

The City Clerk read An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.

(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

June 24, 1987

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering; further directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference July 7, 1987 was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.
Absent: Councilmen Payne, Villani, President Martinez.

6-F-f.

The City Clerk read An ordinance providing for the vacation of Colden Street, as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the southerly line of Central Avenue to the northerly line of Bleeker Street.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.
Absent: Councilmen Payne, Villani, President Martinez.

Temporary President Grant: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

6-F-g.

The City Clerk read An ordinance providing for the vacation of Bleeker Street, as laid out 55 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the westerly line of Colden Street to the westerly line of Summit Street.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.
Absent: Councilmen Payne, Villani, President Martinez.

Temporary President Grant: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

6-F-h.

The City Clerk read An ordinance amending Section 23:5-7, Stopping or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.
Absent: Councilmen Payne, Villani, President Martinez.

Temporary President Grant: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

June 24, 1987

6-F-i.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title of Supervisor, Sewers and to abolish the title of Sewer Foreman in the Department of Engineering).

(Supervisor, Sewers

(40 Hours) (5) 1/1/87 \$16,360.35 - \$19,884.64)

(Title change due to Civil Service reclassification. Represented by AFSCME (Supervisors). No fiscal impact since salary range remains the same.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilmen Payne, Villani, President Martinez.

Temporary President Grant: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

6-F-j.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey," (6-S & F-y) adopted November 22, 1966, as amended and supplemented. (To adjust salaries for Superior Identification Officer employees represented by the Newark Superior Officers' Association)

			<u>Ann. Min. Salary</u>	<u>Middle Step</u>	<u>Ann. Max. Salary</u>
(Chief Identification Officer					
(40 Hours)	(1)	1/1/85	\$34,927.64	\$36,089.50	\$37,251.36
Assistant Chief Identification Officer					
(40 Hours)	(9)	1/1/85	27,939.30	29,103.51	30,267.11)
(Increase of 8.5% as a result of binding arbitration. Represented by Superior Officers' Association.)					
(Copy of ordinance and correspondence submitted to each Member of the Council)					

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilmen Payne, Villani, President Martinez.

Temporary President Grant: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

6-F-k.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title of Senior Engineer, Hydraulic and to abolish the title of Senior Engineer in the Department of Engineering).

(Senior Engineer,

Hydraulic) (2) 1/1/87 \$24,596.02 - \$29,601.29

(35 Hours) 25,825.82 - 31,081.35)

(Title change due to Civil Service reclassification. Represented by Essex Council #1, Civil Service Association. Funds provided in Budget.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilmen Payne, Villani, President Martinez.

June 24, 1987

Temporary President Grant: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

✓ 6-F-1.

The City Clerk read An ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating newspapers to receive notices of public meeting, official advertising and other municipal advertising.

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilmen Payne, Villani, President Martinez.

Temporary President Grant: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

✓ 6-F-m.

The City Clerk read An ordinance of the Municipal Council strongly urging all individuals within the high risk groups to undergo routine AIDS testing and to further provide routine AIDS testing for marriage license applicants.

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilmen Payne, Villani, President Martinez.

Temporary President Grant: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

✓ 6-F-n.

The City Clerk read An ordinance amending and supplementing Title 10, Chapter 11, "Tax Exemptions and Abatements for Commercial and Industrial Improvements and Projects", Section 3(a) Form of Application, of the Revised Ordinances of the City of Newark, 1966, by amending and supplementing the certification of the Developer as to the time of commencement of construction.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilmen Payne, Villani, President Martinez.

Temporary President Grant: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

At a later time in the meeting, after Communication 8-b, a motion to consider Items 8-c and 8-d on Ordinances on First Reading was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Tucker, Temporary President Grant.

No: Councilmen Payne, Rice.

Absent: Councilwoman Villani, President Martinez.

✓ 6-F-o.

The City Clerk read Proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary of Mayor)."

(Mayor	1/1/87	\$67,004.77 - \$67,004.77
	1/1/88	70,355.00 - 70,355.00)
(10% increase for 1987 and 1988)		
(Copy of ordinance submitted to each Member of the Council)		

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Tucker, Temporary President Grant.

No: Councilmen Payne, Rice.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are five, the noes are two and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

✓ 6-F-p.

The City Clerk read Proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor,' (6-S & F-f) adopted May 4, 1977, as amended and supplemented. (To adjust salaries of President, Municipal Council and Councilman)."

(President	(1)	1/1/87	\$34,459.60 - \$34,459.60
		1/1/88	36,182.58 - 36,182.58

Councilman	(8)	1/1/87	31,268.89 - 31,268.89
		1/1/88	32,892.33 - 32,892.33)

(10% increase for 1987 and 1988)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Tucker, Temporary President Grant.

No: Councilmen Payne, Rice.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are five, the noes are two and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

At a later time in the meeting, after Communication 8-d, a motion to consider Item 8-e on Ordinances on First Reading was made by Temporary President Grant, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 6-F-q.

The City Clerk read Proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor,' (6-S & F-e) adopted May 4, 1977, as amended and supplemented. (To delete and create titles and adjust salaries including those per agreement with Essex Council #1, Civil Service Association.)"

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Temporary President Grant, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

At a later time in the meeting, after Communication 8-h, a motion to consider Items 8-i (A.S.) through 8-t (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 6-F-r.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title of Student Assistant in the Office of the Mayor).

(Student Assistant
(Unscheduled Hours))

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour.

No standard hours of work. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

✓ 6-F-s.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title and Salary Range of Student Assistant in the Municipal Courts).

(Student Assistant \$5.00 per hour
(Unscheduled Hours))

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour.

No standard hours of work. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

✓ 6-F-t.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 as amended and supplemented (To create the title of Student Assistant in the Department of Administration).

(Student Assistant \$5.00 per hour
(Unscheduled Hours))

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour.
No standard hours of work. Not represented by any bargaining unit.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

✓ 6-F-u.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6-S & F-g) adopted May 4, 1977 as amended and supplemented (To create the title of Student Assistant in the Department of Law).

(Student Assistant \$5.00 per hour

(Unscheduled Hours))

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour.
No standard hours of work. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

✓ 6-F-v.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create the title of Student Assistant in the Department of Finance).

(Student Assistant \$5.00 per hour

(Unscheduled Hours))

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour.
No standard hours of work. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

✓ 6-F-w.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To create the title of Student Assistant in the Department of General Services).

(Student Assistant \$5.00 per hour

(Unscheduled Hours))

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour.
No standard hours of work. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

✓ 6-F-x.
 (A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Student Assistant in the Department of Police).

(Student Assistant \$5.00 per hour

(Unscheduled Hours))

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour. No standard hours of work. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

✓ 6-F-y.
 (A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-l) adopted May 4, 1977 as amended and supplemented (To create the title of Student Assistant in the Department of Fire).

(Student Assistant \$5.00 per hour

(Unscheduled Hours)).

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour. No standard hours of work. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

✓ 6-F-z.
 (A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended and supplemented (To create the title of Student Assistant in the Department of Engineering).

(Student Assistant \$5.00 per hour

(Unscheduled Hours))

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour. No standard hours of work. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

✓ 6-F-ba.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Student Assistant in the Department of Health and Human Services).

(Student Assistant \$5.00 per hour
(Unscheduled Hours))

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour. No standard hours of work. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

✓ 6-F-bb.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Student Assistant in the Department of Finance).

(Student Assistant \$5.00 per hour
(Unscheduled Hours))

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour. No standard hours of work. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

✓ 6-F-bc.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Student Assistant in the Department of Development).

(Student Assistant \$5.00 per hour
(Unscheduled Hours))

(Creation of part-time summer position for Summer Intern at \$5.00 per hour. No standard hours of work. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

June 24, 1987

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

At a later time in the meeting, after Item 8-w (A.S.), a motion to consider Item 8-x (A.S.) on Ordinances of First Reading was made by Councilman Payne, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

6-F-bd.
(A.S.)

The City Clerk read An ordinance approving the Redevelopment and Feasibility of Relocation for City Tax Block 2707, Lots 1, 2, 6, 7, 9-17, 19, 21, 23-28, City Tax Block 2712, Lots 1-10, 12, 14, 15, 17, 18, 20 and 21, City Tax Blocks 2706, 2705, 2714 and 2713 in their entirety.

(Bounded by Hunterdon Street, Hawthorne Avenue, Jelliff Avenue and West Bigelow Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1987.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

Temporary President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-7, Parking or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-7, Parking or standing prohibited in certain areas at certain times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding to 23:5-7(c) the following:

5. On the south by Chestnut Street (Mulberry Street to McCarter Highway);
6. On the west by Mulberry Street (Chestnut Street to Hamilton Street);

7. On the north by Hamilton Street (Mulberry Street to McCarter Highway);
8. On the east by McCarter Highway (Chestnut Street to Hamilton Street).

Section 2. That Section 23:5-7. Parking or standing prohibited in certain areas at certain times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by deleting 23:5-7(d) and by substituting the following:

23:5-7(d) on Mondays, Wednesdays, and Fridays, between the hours of 12:00 midnight and 6:00 A.M. on the south and east sides and on Tuesdays, Thursdays, and Saturdays, between the hours of 12:00 midnight and 6:00 A.M. on the north and west sides on any of the streets within an area bounded:

1. On the south by Clinton Avenue and Chestnut Street (Dr. Martin Luther King Jr. Blvd. to Mulberry Street);
2. On the west by Dr. Martin Luther King Jr. Blvd (Clinton Avenue to Orange Street). Sweeping of Dr. Martin Luther King Jr. Blvd. will be performed as per the schedule noted in paragraph (f);
3. On the north by Orange Street (Dr. Martin Luther King Jr. Blvd. to Passaic River);
4. On the east by Mulberry Street (Chestnut Street to Hamilton Street then along Hamilton Street to McCarter Highway);
5. Except that the following streets, which are located in in the area described in 23:5-7(d), shall be swept according to the schedule in Title 23:5-7a:

Spruce Street,	King Boulevard to Washington Street
Longworth Street,	King Boulevard to Washington Street
Crawford Street,	King Boulevard to Washington Street
Governor Street,	Marion Place to Washington Street
Kinney Street,	King Boulevard to Halsey Street
James Street,	King Boulevard to Washington Street
Lincoln Place,	Clinton Avenue to Broad Street
Essex Street,	James Street to Orange Street
Burnett Street,	James Street to Orange Street
Eagles Street,	Orange Street to James Street
Marion Place,	W. Kinney Street to Governor Street
Vine Street,	betw. West Kinney Street & Governor St.
Halsey Street,	betw. Kinney Street & Crawford Street
Nevada Street,	Court to E. Kinney Street
Chestnut Street,	Broad Street to Mulberry Street
Walnut Street,	Broad Street to Mulberry Street
Rector Street,	Mulberry Street to Highway
Division Street,	Broad Street to Highway
Grant Street,	Broad Street to Spring Street
8th Avenue,	Broad Street to Spring Street
Spring Street,	Clay Street to Grant Street

Section 3. The provisions herein are in addition to the restrictive provisions of section 23:5-6 applicable to any street within the above areas.

Section 4. Nothing in this Ordinance shall apply to any state highway located within the foresaid areas which are subject to regulations as established pursuant to Revised statutes 39:4-138.1

Section 5. Nothing in this Ordinance shall permit the issuance of summonses for violations of 13A:2-3 after the streets located within the aforesaid areas are swept.

1264

Section 6. Any existing Ordinances or parts thereof inconsistent with this Ordinance are hereby repealed.

Section 7. This Ordinance shall take effect upon final passage and publication according to law.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance; further directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference July 7, 1987 was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.
Absent: Councilman Payne, Villani, President Martinez.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting permission to Magruder Color Company, Inc., to construct and maintain two (2) 20" conduits containing two 4" electrical lines, a 4" data line, a 4" communication line, a 3" condensate line, a 4" Steam Line, and a 2" Air Line within a 6 ft. wide easement running across Virginia Street between Lot 5 in Block 3773 and Lot 50 in Block 3773 as laid out on the Map of the Commissioners to lay out streets, avenues and squares, for a total distance of approximately 60 feet.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That permission is hereby granted to Magruder Color Company, Inc., to construct and maintain at its own expense. Two (2) 20" Conduits containing Two 4" Electrical Lines, a 4" Data Line, a 4" Communication Line, a 3" Condensate Line, a 4" Steam Line, and a 2" Air Line which shall be located within a 6 foot wide easement running across Virginia Street between Lot 5 in Block 3773 and Lot 50 in Block 3773, as laid out on the Map of the Commissioners to lay out streets, avenues, and squares, as shown on the drawings entitled "Survey of Proposed 6.0 Ft. Wide Utility Easement across Virginia Street between Lots 5 and 50 in Block 3773", dated April 2, 1987 prepared by Borrie, McDonald, and Watson, which drawings are hereto attached and made a part hereof.

Section 2. That the description of the aforesaid easement within Virginia Street is more fully described in the attached description entitled "Survey of Proposed 6.0 Ft. Wide Utility Easement across Virginia Street between Lots 5 and 50 in Block 3773", dated April 2, 1987 prepared by Borrie, McDonald, and Watson.

Section 3. That such permission be and is hereby given upon the condition and provision that said Magruder Color Company, Inc., its successors and assigns, will at its sole expense upon sixty (60) days notice in writing from the City of Newark, alter or relocate the utility, data and power lines or any part thereof, as may be designated in the Relocation Notice as may be served by the City upon said Magruder Color Company, Inc.

Section 4. That such permission be and is hereby given upon the condition and provision that Magruder Color Company, Inc., its successors and assigns, not only shall indemnify and save harmless the City of Newark, its officers, agents, and servants, from any claims whatsoever arising from or in any way connected with the granting or use of the 6' wide easement in Virginia Street but shall agree to assume on behalf of the City of Newark defense of any action at law or injury which may be brought against the City upon such claims or from claims arising during construction period.

Section 5. That in addition to the aforesaid indemnity Agreement, Magruder Color Company, Inc., its successors and assigns, shall at its own cost and expense procure and keep at all times in full force and effect paid up policies for Comprehensive General Liability Insurance in favor of the City of Newark, in an amount of at least \$1,000,000.00 covering bodily injury and property damage arising out of any one accident, said policies to be approved by the Corporation Counsel of the City of Newark. Proof of said coverage naming the City of Newark as an insured and including the indemnification clause in Section 4, shall be filed with the City Clerk prior to installation. Said insurance shall not be subject to cancellation or change until thirty (30) days after the City Clerk has written notice thereof as evidenced by return receipt of certified or registered letter. In the event the properties, or any part thereof, that are connected by the easement do not remain in the ownership of Magruder Color Company, Inc., the City shall be given notice thereof, and should the City find and determine that the use for which the aforesaid easement may be put may increase the fire or safety hazard at the premises or effect the liability of the City, the City shall have the right to require an increase in the general comprehensive coverage and to alter the terms of insurance called for under this section.

Section 6. That such permission be and is hereby given upon the further condition that in the use of said easement Magruder Color Company, Inc., its successors and assigns, shall become subject to any Ordinance or Resolution now or hereafter adopted by the City of Newark that may apply to the easement and utility, data and power lines and that Magruder Color Company, Inc., its successors and assigns, shall become liable for the payment of any fee hereafter imposed by the City of Newark by such Ordinance or Resolution.

Section 7. That such permission be and is hereby given upon the condition that Magruder Color Company, Inc., shall file with the City of Newark its written acceptance of the provisions of this Ordinance within thirty (30) days from the date on which it takes effect and shall pay on demand of the City of Newark the amount and cost and expense to the City for all official publication of this Ordinance.

Section 8. That such permission be and is hereby given upon the condition that Magruder Color Company, Inc., shall commence installation of the said utility, data and power lines not later than one month from the effective date of this Ordinance and shall complete such installation in the easement area within a period of one hundred twenty (120) days from the commencement of such work, unless said one month or 120 day period is extended by the Director of Engineering upon receipt of a written extension request from said Magruder Color Company, Inc.

Section 9. That such permission be and is hereby given upon the condition that Magruder Color Company, Inc., shall comply with Section 3 and 4 above and obtain a written permit from the Division of Streets and Sidewalks of the Department of Engineering before disturbing the street surface of making any installation.

Section 10. That Magruder Color Company, Inc. shall be responsible for the repair of and/or damage to paving, existing utility lines, or any surface or subsurface installation, etc., arising from the construction, installation, or maintenance of their utility, data and power lines.

Section 11. That such permission is granted subject to all State Laws and City Ordinances governing the aforesaid easement, utility, data and power lines and maintenance.

1266

Section 12. That in the event that the utility, data, and power lines covered within the aforesaid easement is no longer used, or used for a purpose other than for the original intent by either Magruder Color Company, Inc., or its successors or assigns in title, the City of Newark shall be so notified, and it shall have the right to terminate this easement and upon such termination all rights shall revert to the City. Upon the cessation of use of the aforesaid easement the conductors within the conduit shall be removed in a manner meeting with the approval of the Director of the Department of Engineering. All costs for removing the conductors within the conduit shall be borne by Magruder Color Company, Inc., or its successors or assigns in title to the properties joined by the aforesaid easement.

Section 13. That so long as the utility, data and power lines covered by this easement remains in existence, the obligation and performances hereunder shall run with the land and shall be binding upon Margruder Color Company, Inc., and upon all subsequent owners of the properties connected by the easement.

Section 14. That for the rights and privileges herein granted Magruder Color Company, Inc., its successors and assigns, shall pay to the City of Newark an easement fee of \$1,000.00 upon acceptance of this agreement and shall pay annually to the City of Newark on or before January 15th of each succeeding year a user charge of \$250.00 effective the January next succeeding the time when this Ordinance shall become effective.

Section 15. That at the request of Magruder Color Company, Inc., and subject to the approval of the City of Newark Corporation Counsel an instrument is to be placed on record in the Essex County Register's Office giving notice of the existence of the easement created by this Ordinance. This instrument shall be executed on behalf of the City of Newark by the Director of Engineering and attested to by the City Clerk who shall affix the City Seal thereto. The City shall record this instrument at the cost of Magruder Color Company, inc., who shall pay all such costs upon request from the City.

Section 16. This Ordinance shall take effect upon promulgation and passage in accordance with law.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.

Absent: Councilman Payne, Villani, President Martinez.

Temporary President Grant: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & f-k) adopted May 4, 1977 and amendments thereto. (To create the title of Secretarial Assistant, Typing).

(Title omitted from July 16, 1986 ordinance on reorganization. Represented by Essex Council #1, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6S&Fk) adopted May 4, 1977, as amended and supplemented be supplemented to create the title of Secretarial Assistant, Typing, as follows, to wit:

POSITION

Secretarial Assistant, Typing (1)	1/1/86	\$15,531.30 - \$18,179.22
4364 (35 Hrs.)	1/1/87	16,931.30 - 19,579.22

SECTION 2. The establishment of the hereinabove position title shall be effective as of August 11, 1986.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Tucker, Temporary President Grant.
Absent: Councilman Payne, Villani, President Martinez.

Temporary President Grant: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To adjust salaries per agreement with Essex Council #1, Civil Service Association).

(Increase as per agreement between City and Essex Council #1. Fiscal Impact-\$2,160

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6S&FC) adopted May 4, 1977, as amended and supplemented, be amended to adjust salaries per agreement with Essex Council #1, Civil Service Association, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
(c) <u>Municipal Courts</u>			
Chief Accountant	4/1/87	\$28,557.85	\$34,410.26
Municipal Courts (1)	1/1/88	29,985.74	36,130.77
1005 (37½ Hrs.)			

1268

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Temporary President Grant, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Temporary President Grant.

Absent: Councilman Payne, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Temporary President Grant: The yeses are five, the noes are none, one absent during roll call and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Police and establishing salaries therefor" (6-S & F-e) adopted May 4, 1977 and amendments thereto. (To adjust the salary of Police Chief).

(Salary increase to compensate for fringe benefits no longer being received by Police Chief. Not represented by any union. Fiscal Impact-\$2,843.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating permanent positions in the Department of Police, and establishing salaries therefor," (6S&FK) adopted May 4, 1977 and amendments thereto, be amended to adjust the salary of Police Chief, as follows, to wit:

POSITION	EFFECTIVE	ANNUAL MINIMUM	ANNUAL MAXIMUM
		SALARY	SALARY
Police Chief (1) 2719	1/1/87	\$ 52,500.00	\$ 52,500.00

SECTION 2. The incumbent in the above title shall be entitled to all benefits accrued prior to January 1, 1987 pursuant to the benefit plan associated with that position title prior to January 1, 1987; however, neither the incumbent nor his successors shall be entitled to benefits subsequent to January 1, 1987 in the future under the aforesaid benefit plan including but not limited to provisions therein for uniform allowance, holiday pay, accrued compensatory time for terminal leave, personal days, overtime and funeral leave except that the sick leave policy governing sworn uniformed personnel and the lump sum payment option at the time of retirement shall remain in effect.

SECTION 3. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in the position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation

June 24, 1987

of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work except as otherwise noted.

1263

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary, therefor, which are inconsistent herewith are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Rice, Temporary President Grant.

Absent: Councilman Payne, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

Temporary President Grant: The yeses are five, the noes are none, one absent during roll call and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Councilman Payne arrived at 9:07 P.M.)

✓ 6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the execution of a lease between the City of Newark, Owner, and the Young People's Institute for Learning Inc., Tenant for approximately 6,402.24 square feet of floor space of the premises commonly known as 346 Badger Avenue AKA 90 W. Peddie Street, for the sum of one hundred dollars (\$100.00) or County Taxes, whichever is greater, per year for a period of three years.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Young People's Institute for Learning Inc., a non-profit corporation of the State of New Jersey, has tax exempt status with respect to both the State of New Jersey and the Federal Government; and

WHEREAS, the City of Newark owns the premises commonly known as 346 Badger Avenue aka 90 W. Peddie Street, Block 2717, Lot 1, on the Official Tax Maps and Tax Duplicate (year 1986) of the City of Newark, said premises, is not needed for use by the municipality; and

WHEREAS, the City of Newark desires to enter into a lease Agreement with the Young People's Institute for Learning, Inc., for the premises located at 346 Badger Avenue aka 90 W. Peddie Street, for the period from January 1, 1986 to December 31, 1989, with an option to renew said leasehold for an additional two (2) years to terminate on December 31, 1991.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, THAT:

June 24, 1987

Section 1. The Municipal Council of the City of Newark hereby ratifies the Lease Agreement with Young Peoples' Institute for Learning, Inc., for the period from January 1, 1986 to the date of adoption of this Ordinance.

Section 2. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement on behalf of the City of Newark, owner, to let approximately 6,402.24 square feet of floor space of the above described premises to the said Young Peoples' Institute for Learning, Inc., lessee, pursuant to N.J.S.A. 40:12-14 (c), for the period from the date of adoption of this Ordinance to December 31, 1989, with an option to renew for an additional term of two (2) years.

Section 3. Said Young Peoples' Institute for Learning, Inc., shall, as consideration for said lease agreement, (1) pay the owner the sum of One Hundred Dollars (\$100.00) or County Taxes, whichever is greater, per year for a period of five (5) years; (2) perform all necessary capital improvements to improve subject property to a condition that will comply with the occupancy requirements, rules, regulations and ordinances of the City of Newark and any other governmental agency of jurisdiction.

Section 4. The above said premises shall be used by the lessee as office space and associated use in pursuing their objectives; to wit, to devote and apply the property vested in the corporation and the income to be derived therefrom for Educational uses by operating DayCare Nursery and Kindergarten services serving approximately sixty five (65) people.

Section 5. Said Business Administrator shall be responsible for the enforcement of the covenants and conditions of the lease agreement.

Section 6. Vinay Korde, Executive Director of the Young Peoples' Institute for Learning Inc., or his designated agent, shall annually submit a report to the Tax Collector summarizing the use of the said premises for that year, the activities undertaken by the lessee in furtherance of said public purpose, the value or cost, if any, of such activities and an affirmation of their continued tax-exempt status as a non-profit corporation pursuant to both State and Federal Law.

Section 7. A copy of the lease agreement is attached hereto.

Section 8. A copy of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 9. This Ordinance shall take effect upon publication and passage according to law.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance designating the Municipal Court Building at 31 Green Street as the Brennan/Marshall Court Complex.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Hon. William J. Brennan, Jr., and the Hon. Thurgood Marshall are both longstanding and distinguished Associate Justices of the United States Supreme Court, whose personal views and legal opinions have supported the civil liberties and rights of Americans, especially minorities and the poor; and

WHEREAS, the Hon. William J. Brennan, Jr., was born in the City of Newark, New Jersey on April 25, 1906, earned his Bachelor's Degree from the University of Pennsylvania and Law Degree from Harvard University, and gained his valuable legal experience specializing in the labor field prior to his appointment to the U.S. Supreme Court in 1956 by President Dwight D. Eisenhower; and

WHEREAS, the Hon. Thurgood Marshall was born in the City of Baltimore, Maryland on July 2, 1908, earned his Bachelor's Degree from Lincoln University and Law Degree from Howard University and gained his valuable legal experience as a civil rights attorney for the N.A.A.C.P. prior to his appointment as the first Black American and Minority to the U.S. Supreme Court in 1967 by President Lyndon B. Johnson; and

WHEREAS, because of the outstanding records of Supreme Justices William J. Brennan, Jr., and Thurgood Marshall in supporting the civil libertarian views on the nation's highest court; the City of Newark wishes to establish a fitting permanent public memorial to these gentlemen who have devoted much of their lives and works to the betterment of our great society; and

WHEREAS, the City of Newark built and maintains the building at 31 Green Street (part of Block 873, Lot 1), which formerly housed the Board of Education and now contains the Newark Municipal Courts and the administrative offices of the Newark Police Department:

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The Municipal Court Building at 31 Green Street (part of Block 873, Lot 1) is hereby designated and shall be known as the "Brennan/Marshall Court Complex".

2. The Director of General Services is hereby directed to prepare and install appropriate exterior and interior signs designating this structure as the "Brennan/Marshall Court Complex."

3. Municipal agencies occupying this structure (i.e. the Municipal Courts and Police Administration) are requested to use its official name whenever feasible on their stationery and correspondence.

4. All prior ordinances which are inconsistent herewith are hereby repealed.

5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

1272

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage; further inviting Business Administrator Monteilh, Presiding Judge Minor, Director of Engineering Zach and Director of General Services Lopez to meet with the Council at their pre-meeting conference July 7, 1987 was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeases are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance designating the Municipal Office Building at 32 Green Street as the "Harry L. Wheeler Memorial Building."

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the late Harry L. Wheeler served as Director of Employment and Training for the City of Newark for 12 years prior to his untimely death in 1982, and also was Chairman of the Affirmative Action Review Council and the Newark Local Assistance Board; and

WHEREAS, the late Harry L. Wheeler was also widely respected as an educator and civil rights leader, and was instrumental in bringing millions of dollars in federal and state aid to the City of Newark, and directing programs that gave help and hope to thousands of unemployed Newarkers; and

WHEREAS, Harry L. Wheeler always set the highest standards for himself and for everyone working with him, and always gave full measure of his seemingly limitless time, energy and imagination for the betterment of his beloved City of Newark; and

WHEREAS, the City of Newark wishes to establish a fitting permanent public memorial to this man who devoted his life and work to the betterment of this community; and

WHEREAS, the City of Newark owns the office building at 32-36 Green Street, and this structure housed many of the programs under Mr. Wheeler's direction, and still houses certain employment and training offices, as well as other unicipal activities;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The City-owned building at 32-36 Green Street (Block 865, Lot 92), formerly known as the "Club Building", is hereby designated and shall be known hereafter as "The Harry L. Wheeler Memorial Building."

2. The Director of General Services is hereby directed to prepare and install appropriate exterior and interior signs designating this structure as "The Harry L. Wheeler Memorial Building."

3. Municipal agencies occupying this structure are directed to use the official name whenever feasible on their stationery and correspondence.

4. All prior ordinances or parts of prior ordinances which are inconsistent herewith are hereby repealed.

5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage; further inviting Business Administrator Monteilh, Director of Engineering Zach and Director of General Services Lopez to meet with the Council at their pre-meeting conference July 7, 1987 was made by Councilman Branch, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance designating the Municipal Police Headquarters at 22 Franklin Street as the "Ralph A. Villani Memorial Building."

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the late Ralph A. Villani served as the Mayor of the City of Newark from 1949 to 1953, and later served as President of the Newark Municipal Council from 1962 until 1970, and remained a member of the Council until shortly before his death in 1973; and

WHEREAS, the late Ralph A. Villani spent 40 years in public life, including distinguished service as a police court judge, a member of the City Commission for three terms, and Director of the former Department of Parks and Public Property, and earned wide respect and affection as a leader in civic and religious organizations; and

WHEREAS, Ralph A. Villani always set the highest standards for himself and for everyone working with him, and always gave full measure of his seemingly limitless time, energy and imagination for the betterment of his beloved City of Newark; and

WHEREAS, the City of Newark wishes to establish a fitting permanent public memorial to this man who devoted much of his life and work to the betterment of this community; and

WHEREAS, the City of Newark built and maintains the building at 22 Franklin Street (part of Block 873, Lot 1) which contains the Newark Police Department Headquarters;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1274

1. The Municipal Court Building at 22 Franklin Street (part of Block 873, Lot 1) is hereby designated and shall be known as the "Ralph A. Villani Memorial Building."
2. The Director of General Services is hereby requested to prepare and install appropriate exterior and interior signs designating this structure as the "Ralph A. Villani Memorial Building."
3. All municipal agencies occupying this structure are requested to use its official name whenever feasible on their stationery and correspondence.
4. All prior ordinances which are inconsistent herewith are hereby repealed.
5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage; further inviting Business Administrator Monteilh, Police Director Greenleaf, Director of Engineering Zach and Director of General Services Lopez to meet with the Council at their pre-meeting conference July 7, 1987 was made by Councilman Harris, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeases are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-J.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance designating the Newark Fire Department headquarters building at 1010 18th Avenue as the "Senator John P. Caufield Memorial Building."

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the late John P. Caufield served as Fire Director of the City of Newark from 1962 until shortly before his untimely death in 1986, and he was also a member of the New Jersey State Senate from 1979 until the time of his death; and

WHEREAS, the late John P. Caufield won widespread respect and affection as a selfless public servant and as a man of great compassion and valor, and throughout his long life he exemplified the highest religious principles and professional standards, and he helped to develop the Newark Fire Department into one of the finest in the nation; and

WHEREAS, John P. Caufield always set the highest standards for himself and for everyone working with him, and always gave full measure of his seemingly limitless time, energy and imagination for the betterment of his beloved City of Newark; and

WHEREAS, the City of Newark wishes to establish a fitting permanent public memorial to this man who devoted much of his life and work to the betterment of this community; and

WHEREAS, the City of Newark built and owns the building at 1010 18th Avenue (Block 4074, Lot 19), which has served for some years as the headquarters of the Newark Fire Department and which housed John P. Caufield's last office as Fire Director;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF
NEWARK, NEW JERSEY, THAT:

1275

1. The Fire Department Headquarters Building at 1010 18th Avenue (Block 4074, Lot 19), is hereby designated and shall be known as the "Senator John P. Caufield Memorial Building."
2. The Director of General Services is hereby requested to prepare and install appropriate exterior and interior signs designating this structure as the "Senator John P. Caufield Memorial Building."
3. All municipal agencies occupying this structure are requested to use its official name whenever feasible on their stationery and correspondence.
4. All prior ordinances or parts of prior ordinances which are inconsistent herewith are hereby repealed.
5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage; further inviting Business Administrator Monteilh, Fire Director Coleman, Director of Engineering Zach and Director of General Services Lopez to meet with the Council at their pre-meeting conference July 7, 1987 was made by Councilman Rice, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion to permit **MS. BETTY AUSTIN** to address the Municipal Council at this time was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant, on behalf of Councilwoman Villani, accepted presentation by Ms. Austin and expressed his gratitude on Councilwoman Villani's behalf.

A motion to consider Resolution 7-R-cz, (A.S.) at this time was made by Councilman Payne, seconded by Temporary President Grant and declared adopted by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-cz.
(A.S.)

Resolution recognizing and commending the Sickle Cell Education and Service Foundation of New Jersey and Anheuser-Busch, Inc. for their health services to the Greater Newark Community was made by Councilman Payne, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 21, Sewers and Sewage Disposal, Chapter 1, General Provisions, Section 6, Sewer Connections, Section 7, Violations, Penalties, Alternate Consequences, Section 8, Partial Invalidity, of the Revised Ordinances of the City of Newark, New Jersey, to add a Section 6 requiring individual houses to be connected to the City sewer.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1276

SECTION 1, Title 21, Sewers and Sewage Disposal, Chapter 1, General Provisions, Section 6, Sewer Connections, be and the same is hereby amended to read as follows:

21:1-6 Connection with City Sewer Required

Every owner of property with a house or other building therein shall connect the sewage line from his house or building to the nearest City sewer line unless the owner has received authorization to connect his sewer line with a private sewer line from the Director of the Department Engineering pursuant to NRO 21:4-5

SECTION 2, Title 21, Sewers and Sewage Disposal, Chapter 1, General Provisions, Section 7 violations; penalties, alternate consequences, be and the same is hereby amended to read as follows;

21:1-7 Violations; penalties; alternate consequences.

(a) Violations of any of the provisions of this title or any permit issued under the authority of this title, may result in the termination of the permit and/or termination of the authority to discharge to the public wastewater facilities.

(b) Any person violating any of the provisions of this title shall, upon conviction, be subject to a fine not to exceed \$1000.00 and/or imprisonment not to exceed 90 days, or both, per violation. Each and every day during which a violation of any provision of this title exists shall constitute a separate violation.

Exceptions to the aforestated fine shall include cases of personal and/or property damage, where, in addition to the above fine, a violator shall be liable for any expense, loss, or damage occasioned by the City by reason of a violation.

SECTION 3, Title 21, Sewers and Sewage Disposal, Chapter 1, General Provisions, Section 8, Partial invalidity, be and the same is hereby amended to read as follows:

21:1-8. Partial invalidity

If any portion of this title shall be declared unconstitutional, invalid, or inoperable in whole or in part by a court of competent jurisdiction, the remaining portion not declared to be unconstitutional, invalid, or inoperable shall remain in full force and effect.

SECTION 4, Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 5, This ordinance shall take effect upon final passage and publication in accordance with the law.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

June 24, 1987

1277

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 13A, Administration and Regulation of Solid Waste, Chapter 4, Collection and Disposal, Section 1, Definitions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to describe a definition for clean fill.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1, that Title 13A, Administration and Regulation of Solid Waste, Chapter 4, Collection and Disposal, Section 1, Definition, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, be amended to add the following definition.

13A:1-1 Definitions

When used in this ordinance (title) the following shall mean and include:

Clean fill means clean soil which contains non saturated soil material and which is generally free from bricks, masonry material, rocks over 4 inches in diameter, wood, trees, brush, glass, rubber, plastic, oil, rubbish, or any garbage or discarded material.

SECTION 3, Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 4, This ordinance shall take effect upon final passage and publication in accordance with law.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph. S & F-m.

The City Clerk: The following ordinance was adopted on first reading advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance creating positions in the Department of Engineering and establishing salaries therefor, (6-S & F-n) adopted May 4, 1977 as amended and supplemented. (To create certain position titles in the Department of Engineering.)

(New City titles; formerly in M.P.D.O.; now being established in Department of Engineering. Titles covered by Essex Council #1, Civil Service Association. Funds previously transferred)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented, be amended to create certain position titles, as follows, to wit:

POSITION

Accounting Assistant (1)	1/1/86	15,123.21 - 18,038.23
0005 (37½ Hrs.)	1/1/87	16,523.21 - 19,438.23
Demolition Expeditor (1)	1/1/86	19,088.69 - 23,196.02
A384 (35 Hrs.)	1/1/87	20,488.69 - 24,596.02

SECTION 2. The establishment of the hereinabove position titles shall be effective as of August 11, 1986.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph. S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented. (To create certain position titles in the Department of Finance.)

(New City titles; formerly in M.P.D.O.; now being established in Department of Finance. Titles covered by Essex Council #1, Civil Service Association. Funds previously transferred)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY 1273

SECTION 1. Section 1. of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977, as amended and supplemented thereto, be and the same is hereby amended by creating certain position titles, as follows, to wit:

POSITION

Principal Program Analyst (1)	1/1/86	\$18,939.45 - \$23,021.68
A405 (35 Hrs.)	1/1/87	19,339.45 - 24,421.68
Supervising Program Analyst (1)	1/1/86	21,925.41 - 26,650.31
3926 (35 Hrs.)	1/1/87	22,325.41 - 27,050.31

SECTION 2. The establishment of the hereinabove position titles shall be effective as of August 11, 1986.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending an ordinance entitled "An ordinance authorizing the execution of a lease agreement between the City of Newark, Lessor, and Newark Performing Arts Corporation, Lessee, for the letting of premises commonly known as 1012, 1014, 1016, 1018 and 1020 Broad Street, 12, 14, 16, 18, 20, 22, 24, 26 and 28 Chestnut Street and 79 and 81 Orchard Street, Newark, New Jersey, Block 883, Lots 32, 41, 46, 50 and 52." (By adding 1030 & 1032 Broad Street; 10 Chestnut Street, Block 883, Lots 36 & 38 and amending Section 2 & 9 of the lease agreement).

June 24, 1987

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Municipal Council of the City of Newark approved a Lease Agreement with the City of Newark and the Newark performing Arts Corporation, a non-profit charitable corporation of the State of New Jersey, for the premises located at 1012, 1014, 1016, 1018 and 1020, Broad Street; 12-28 Chestnut Street; and 79 and 87 Orchard Street; and

WHEREAS, through an oversight the property was improperly described and a few items were omitted from the Ordinance and the Lease; and

WHEREAS, the Municipal Council finds that the Ordinance and Lease should be amended and that said amendments are not adverse to the best interest of the City of Newark.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Section 2 on Page 1 of the Lease Agreement shall be amended to read:

"The term of this Lease shall be for a period of 10 years which shall commence on the 15th day of October, 1986. The lessor and lessee reserves the right to terminate the Lease at any time during the term herein provided for good cause if either lessor or lessee fails to comply with all of the terms and conditions imposed herein.

Section 2. Section 9 on Page 5 of the Lease Agreement shall be amended to read:

"Lessor is responsible for rates and charges for electricity, water, light, heat and power rendered or supplied in connection with the premises throughout the term of this Lease in an amount not to exceed \$500,000.00 in year one and thereafter, as provided herein:

Section 3. Section 9(a) on Page 5 of the Lease Agreement shall be amended to read:

" a. In the event the occupancy rate for the facility is less than 60% the maximum capacity rate and charges to be paid by lessor shall be \$300,000.00, annually. In the event that occupancy is less than 60% the lessor shall pay an amount equal to the previous years utility cost plus a 6% energy increase factor."

Section 4. The description of the premises in the Lease and Ordinance shall be revised as follows;

"All of those lots or parcels of land with buildings and improvement thereon located at 1012, 1014, 1016, 1018, 1020, 1032 Broad Street; (a/k/a Block 883, Lots 52, 50, 46, 41, 38 & 36) 10, 12, 14, 16, 19, 20, 22, 24, 26 and 28 Chestnut Street; (a/k/a Block 883, Lot 33) and 79 & 81 Orchard Street, (a/k/a Block 883, Lot 23) Newark, New Jersey.

Section 5. Any existing Ordinance, or part thereof inconsistent with this Ordinance is hereby repealed.

1281

Section 6. This Ordinance shall take effect upon final passage and publication according to law.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council questioning the composition of the Members of the Board of Directors of Newark Performing Arts Corporation (Symphony Hall).

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker.

Not Voting: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are six, the noes are none, one not voting and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 2, Chapter 14, Personnel Practices and Policies, Article 3, Longevity Pay Program, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 2, Chapter 14, Personnel Practices and Policies, Article 3, Longevity Pay Program, Section 2:14-16, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended and supplemented to read in its entirety as follows:

Article 3. Longevity Pay Program

2:14-16. Computation of benefits.

(a) Every employee of the City of Newark, for long and faithful service, shall be paid longevity payments on a prorated basis with each earned salary check during the calendar year at a percentage of his/her salary. Except where the provisions of the collective bargaining agreement governing the employee's title or the provisions of subsection (d) below provide otherwise, the computation schedule shall be as follows:

First step:	beginning January 1 following the 10th year of service	4%
Second step:	beginning January 1 following the 15th year of service	6%
Third step:	beginning January 1 following the 20th year of service	8%
Fourth step:	beginning January 1 following the 25th year of service	10%

Fifth step: beginning January 1 following
the 30th year of service 12%

Section 2. That Title 2, Chapter 14, Personnel Practices and Policies, Article 3, Longevity Pay Program, Section 2:14-21, Computation of Payment, as amended and supplemented, be amended to read in its entirety, as follows:

2:14-21. Computation of Payment.

The above program shall be considered as above and beyond any promotion in any title of any employee during his/her term of service. Longevity credit shall be based on salary received by the employee as of January 1, of the preceding year and the same percentage shall be paid each succeeding year until he/she reaches the next step.

Section 3. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 5. The effective date of this ordinance shall be January 1, 1987.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none, and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond ordinance amending in its entirety Ordinance No. 6-S & F-1 adopted on November 17, 1986, entitled: Bond Ordinance for the rehabilitation and renovation of the Belleville Reservoir Complex and appurtenances and improvements related thereto designated as Capital Project number 860A; appropriating \$3,270,000. and authorizing the issuance of \$3,270,000 bonds or notes of the City of Newark, County of Essex, New Jersey for said purpose and authorizing in lieu of the issuance of bonds or notes, the entry into a loan agreement with the State of New Jersey pursuant to the Water Supply Bond Act of 1981 (P.L. 1981, c.261) in said amount and for said purpose" authorized to be undertaken in and by the City of Newark in the County of Essex, New Jersey, to provide for an additional appropriation and debt authorization for a total appropriation of \$10,000,000 and a total authorization of \$9,810,000 of bonds or notes of the City of Newark, in the County of Essex, New Jersey for the financing of various water system capital improvements."

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

SECTION 1. That the ordinance as captioned within the title hereof and heretofore finally adopted by the Municipal Council on November 17, 1986 and designated Ordinance No. 6S & FL, be and the same is hereby amended in its entirety as follows:

BOND ORDINANCE FOR THE REHABILITATION AND IMPROVEMENT OF THE BELLEVILLE RESERVOIR COMPLEX, THE CEDAR GROVE RESERVOIR COMPLEX, THE VALLEY ROAD RECHLORINATION FACILITIES AND THE PEQUANNOCK AQUEDUCTS AND APPURTENANCES AND IMPROVEMENTS RELATED THERETO DESIGNATED AS CAPITAL PROJECT NUMBER 870A; APPROPRIATING \$10,000,000 AND AUTHORIZING THE ISSUANCE OF \$9,810,000 BONDS OR NOTES OF THE CITY OF NEWARK, COUNTY OF ESSEX, NEW JERSEY FOR SAID PURPOSES AND AUTHORIZING IN LIEU OF THE ISSUANCE OF BONDS OR NOTES, THE ENTRY INTO A LOAN AGREEMENT WITH THE STATE OF NEW JERSEY PURSUANT TO THE WATER SUPPLY BOND ACT OF 1981 (P.L.1981, c.261) IN SAID AMOUNT AND FOR SAID PURPOSE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be made or acquired by the City of Newark, County of Essex, New Jersey (hereinafter referred to as the "City"). For the improvements or purposes stated in said Section 3, there is hereby appropriated the sum of money therein stated as the appropriation made for said improvement or purpose, said sum being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$10,000,000. No down payment is required pursuant to N.J.S.A. 40A:2-11(c) as this bond ordinance authorizes obligations solely for a purpose referred to in N.J.S.A. 40A:2-7(d) requiring the Local Finance

June 24, 1987

Board as defined therein to endorse its approval upon a certified copy of this bond ordinance as adopted on first reading; and as the bond ordinance also authorizes obligations being issued for purposes which are self-liquidating and deductible from the gross debt of the City as set forth in N.J.S.A. 40A:2-7.h, also therefore exempting it, on a separate and independent basis, from the down payment requirement. Notwithstanding the foregoing, there is hereby appropriated \$190,000 from the Water Utility Capital Improvement Fund for the purpose of providing a down payment pursuant to the Local Bond Law.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$10,000,000 appropriation, not otherwise provided for hereunder, the Mayor, Director of Finance and other appropriate officials of the City are hereby authorized to enter into a Loan Agreement with the State of New Jersey on behalf of the City in the principal amount not to exceed \$9,810,000, including interest capitalized during the construction period, pursuant to the Local Bond Law of New Jersey, N.J.S.A.40A:2-1 et seq. and the Water Supply Bond Act of 1981, P.L. 1981, c.261.

Section 3. (a) The improvements hereby authorized and the purposes for the financing of which said obligation is to be issued consists of the rehabilitation and improvement of existing water transmission system facilities including: reconstruction, rehabilitation, and replacement of piping, valves, valve chambers, instrumentation, and telemetry, and replacement of an open reservoir with a buried tank at the Belleville Reservoir Complex; valve replacement, pipeline rehabilitation, equipment replacement, and rehabilitation of the East and West Gate Houses at the Cedar Grove Reservoir Complex;

rehabilitation of the Valley Road rechlorination building; rehabilitation of metering equipment and upgrading and automation of chlorination facilities at the Valley Road Metering/Rechlorination Station; cleaning and cement lining and rehabilitation of appurtenances along portions of the Pequannock Aqueducts (all of which shall be undertaken in accordance with project descriptions, or plans and specifications on file with the City Department of Administration) including all work necessary therefor and incidental thereto, which project is hereby designated as Capital Budget Project Number 870A.

(b) The estimated maximum amount of the obligation to be entered into for the improvement or purpose set forth herein is \$9,810,000.

(c) The estimated cost of the improvement or purpose authorized herein is \$10,000,000.

Section 4. The form, date, denomination, interest rate and maturity of the obligation shall be as hereafter determined by resolution of the Municipal Council consistent with the requirements of the Water Supply Bond Act of 1981. An application and a certified copy of this ordinance as passed on first reading shall be filed with the New Jersey Local Finance Board (the "Board") to qualify the obligation pursuant to the Municipal Qualified Bond Act (N.J.S.A. 40A:3-1 et) and the Local Bond Law.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose or improvement within the limitation of the Local Bond

June 24, 1987

1286

Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years, however the maturity date of any obligation issued hereunder shall not exceed 10 years or such longer time as shall be determined by the Finance Director pursuant to the Water Supply Bond Act of 1981, provided that, in no event, shall said period exceed 40 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the net debt of the City determined as provided in said Law is increased by this bond ordinance in the amount of \$9,810,000 and the obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Law.

(d) Amounts not exceeding \$3,000,000 in the aggregate including estimated capitalized interest in the amount of \$810,000 on said obligation, costs of entering into said obligation, engineering costs and other items of expense listed and permitted under section 40A:2-20 of the Local Bond Law may be and are hereby included as part of the costs of said improvement and as part of the foregoing estimate thereof.

Section 7. The capital budget of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The Resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the City Clerk and is available there for public inspection.

Section 8. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. Such obligations shall be direct unlimited obligations of the City, and unless available from Water System revenues or other legal sources, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 9. This ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Law.

SECTION 2. This amendatory ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none, and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second and final passage:

Ordinance to amend Title 2, Chapter 14, Personnel Practices and Policies, Article 3, Longevity Pay Program, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 2, Chapter 14, Personnel Practices and Policies, Article 3, Longevity Pay Program, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended and supplemented to read in its entirety as follows:

Article 3. Longevity Pay Program

2:14-16. Computation of benefits.

1288

(b). For the sole purpose of the determination of longevity benefits, the term, employee, shall apply to all position titles in the unclassified service that are unrepresented by a bargaining unit and the titles of elected official. These employees shall be construed to be permanent in nature and they shall be entitled to receive longevity payments in accordance with the schedule established in subsection (d).

(c). Employees and full-time appointed officials in unclassified titles that are unrepresented by a bargaining unit and elected officials shall be entitled to have longevity benefits computed on the basis of the title in which each serves only during the period that he/she actually holds such position, and not thereafter.

(d). Employees and full time appointed officials in unclassified and classified titles who are legally excluded from representation by a labor union and elected officials, for long and faithful service, shall be paid longevity payments on a prorated basis with each earned salary check during the calendar year at a percentage of their permanent salary at the time of each such payment, to be computed as follows:

First Step:	On the January 1st following the completion of the 4th year of service	4%.
Second Step:	On the January 1st following the completion of the 9th year of service	6%.
Third Step:	On the January 1st following the completion of the 14th year of service	8%.
Fourth Step:	On the January 1st following the completion of the 19th year of service	10%.
Fifth Step:	On the January 1st following the completion of the 24th year of service	12%.
Sixth Step:	On the January 1st following the completion of the 29th year of service	14%.

2:14-17. Commencement of longevity; automatic credit; leaves of absence; computation of pension.

(a) Longevity shall be based on service with the City from the date of the original appointment, temporary or permanent, or federally funded program and shall be determined to include time spent in honorable active duty military service in the Armed Forces of the United States.

(b). The longevity credit shall be automatic.

(c). There shall be no longevity service credit for the period an employee is on leave of a absence without pay, when such leave was requested by the employee to take employment elsewhere.

(d). The longevity credit shall be added to the salary as set by ordinance and received by the employee at the time the longevity credit becomes due and shall be considered in total with the salary for pension purposes.

2:14-18. Additional compensation and longevity payments, effect.

Additional compensation of any nature, including overtime, change of rate or payment for additional assigned duties will not be considered in computing longevity payments, nor shall such longevity payments be considered in computing overtime, change of rate, or payment for additional assigned duties.

2:14-19. When interruption of service considered.

Any interruption of service due to a cause beyond the control of the employee, or for military service, injury or illness, shall be considered as service for the city for the purpose of determining the completion of said cumulative periods of years of service with the city.

2:14-20. Longevity payment in excess of maximum salary.

Such additional longevity payment shall be paid notwithstanding the maximum salary heretofore provided for such office or employment by ordinance.

1283

2:14-21. Computation of payment.

The above program shall be considered as above and beyond any promotion in any title of any employee during his/her term of service. Longevity credit shall be based on salary received by the employee as of January 1, of the preceding year and the same percentage shall be paid each succeeding year until he/she reaches the next step.

2:14-22. Effective date.

The above longevity payments shall become effective as of the effective date of this ordinance.

2:14-23. Termination of employment prior to effective date.

Nothing contained in this ordinance [article] shall be construed to apply to any person whose employment has been terminated for any reason prior to the effective date of the adoption of this ordinance [article].

Section 2. All ordinances or parts of prior ordinances which are inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the amendment to the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the amendment and adopt the ordinance, as amended, on second reading and final passage was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none, and two absent. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second and final passage:

Ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to urge applicants for a marriage license to obtain routine serological test for antibodies to human t-cell lymphotropic virus, type III, (HLTV-III), the causative agent of acquired immunodeficiency syndrome (AIDS).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1290

Section 1. Before any person, who now is or may hereafter be authorized by law to issue marriage licenses, may issue any such license, each applicant therefor may file with him a certificate signed by a physician licensed to practice medicine and surgery in all its branches in this State or any other state or in any other territory of the United States, or the District of Columbia, or by a commissioned medical officer on active duty with the Armed Forces of the United States or with the public Health Service, which certificate may state that the applicant has submitted to an approved routine serological test for antibodies of human T-cell lymphotropic virus, type III, the causative agent of acquired immunodeficiency syndrome

The physician signing such certificate shall set forth his office address therein and such certificate shall be valid for 30 days from the date of the approved routine serological tests or from the date of the last approved routine serological test if the tests are not completed on the same date. A physician licensed to practice medicine and surgery in all its branches in the State of New Jersey may submit to the person authorized by law to issue marriage licenses, a statement over his signature that the female applicant for the license is near the termination of her pregnancy or the death of one or both applicants is imminent and that he has taken blood samples adequate for serological testing from such applicant or applicants, excepting those whose death is imminent and forwarded same to the Department of Health and Human Services laboratory, in which case a certificate shall not be required of such applicant or applicants prior to issuance of a license.

Section 2. The above mentioned certificate may contain a statement signed by the person in charge of the laboratory making the test, or other person authorized by the laboratory to sign such certificates, setting forth the test performed, the date thereof, the name and address of the person whose blood was tested, and certifying that said laboratory is approved for performance of serological tests for antibodies to human T-cell lymphotropic virus by the State Department of Health or the Armed Forces of the United States or the Public Health Service, or by the Department of health of the District of Columbia, or of the territory or state in which the laboratory is situated. The applicant may also sign a statement on the certificate setting forth that he is the applicant referred to therein.

Section 3. For purposes of this ordinance an approved serological test for antibodies to human T-cell lymphotropic virus means a test for human T-cell lymphotropic Virus, type III, the causative agent of acquired immunodeficiency syndrome, performed in a laboratory in this State approved to make that test by the department or the health department of the state or territory of the United States or the District of Columbia wherein it is located, or at a laboratory of the Armed Forces of the United States or the United States Public Health Service.

Section 4. Any applicant for a marriage license, physician, or representative of a laboratory who shall misrepresent any of the facts on the "Premarital Certificate Form" or a physician's statement, submitted in lieu thereof, or the notice to the contracting parties concerning the test for antibodies to human T-cell lymphotropic virus, Type III, prescribed by this ordinance or any licensing officer who shall have reason to believe that any of the facts thereon has been so misrepresented, and shall nevertheless issue a marriage license; or any person who shall otherwise fail to comply with the provisions of this ordinance shall be subject to a penalty of not less than \$100.00 nor more than \$1,000.00 to be recovered with costs, in a civil action of debt by and in the name of the City of Newark Department of Health and Human Services.

Section 5. In all cases where a routine test for antibodies to human T-cell lymphotropic virus produces positive results, the licensing officer shall insure the strictest confidentiality of each applicant. No test results shall be made available to any agency or individual, including the spouse-to-be, without the express written consent of the individual marriage license applicant.

Section 6. In all cases where a routine test for antibodies to human T-cell lymphotropic virus produces positive test results, it shall be unlawful to discriminate against the applicant in any manner because of said results.

Section 7. In all cases where a routine test for antibodies to human T-cell lymphotropic virus produces positive test results, the applicant(s) and family members may be referred to the Department of Health and Human Services for comprehensive counselling.

Section 8. Nothing in this ordinance shall prohibit a licensing officer from issuing a marriage license to an applicant with a positive result to the serological test for antibodies to human T-cell lymphotropic virus, type III.

Section 9. All prior ordinances or parts of prior ordinances which are inconsistent herewith are hereby repealed.

Section 10. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the amendment to the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the amendment and adopt the ordinance, as amended, on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none, and two absent. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-t.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 2, Chapter 9A, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by establishing an Office of Emergency Management within the Engineering Department.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Be it ordained by the Municipal Council of the City of Newark, New Jersey, that Title 2, Chapter 9A, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be further amended and supplemented by the following:

Section 1. There is hereby established within the Department of Engineering an Office of Emergency Management within the Division of Engineering and Contract Administration, the head of which shall be the deputy coordinator, emergency management.

The office of emergency management shall be responsible for the coordination and delivery of emergency disaster control services in accordance with federal and state law.

Section 2. Any ordinances or parts thereof which are inconsistent with the provisions herein be and hereby are repealed.

Section 3. This ordinance shall take effect upon final passage and publication as provided by law.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeases are seven, the noes are none, and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-u.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended and supplemented (To create position titles).

(Transfer of titles from Fire Department to Engineering Department. Deputy Coordinator not represented by any bargaining agent, others represented by Essex Council #1, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitle, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor, (6S&FN) adopted May 4, 1977 as amended and supplemented be amended to create position titles, as follows;

POSITION

Deputy Coordinator, Emergency Management A322	(1)	\$29,611.44 - 35,992.43
Assistant to Deputy Coordinator A690 (35 Hrs.)	(1)	\$28,201.29 - 34,278.57
Principal Account Clerk Typing 2757 (35 Hrs.)	(1)	\$12,776.66 - 15,531.30
Shelter Coordinator 3692 (35 Hrs.)	(1)	\$16,803.55 - 20,042.48
Stock Clerk 3777 (35 Hrs.)	(1)	\$11,332.90 - 13,475.21
Supervising Principal Clerk Stenographer A018 (35 Hrs.)	(1)	\$13,416.90 - 16,002.45

SECTION 2. Position with no standard hours of work, namely Deputy Municipal Disaster Control Coordinator, is considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in said positions shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted position salary shall be calculated on a thirty-five (35) hour work week.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none, and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-v.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Ordinance 6-S & F-k, May 21, 1986, "An ordinance adopting Comprehensive Hazardous Materials Regulations", by correcting conflicts by the City regulations and regulations of State and Federal Law.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Ordinance 6S&FK was adopted by the Newark Municipal Council on May 21, 1986; and

WHEREAS, this ordinance enacted comprehensive hazardous material regulations in order to protect the health and safety of the public and protect both public and private property; and

WHEREAS, there existed substantial conflicts between our regulations and existing state and federal laws which made implementation of our legislation impractical; and

WHEREAS, Ordinance 6S&FK(052186) authorized the Director of the Department of Engineering in consultation with the Directors of the Departments of Fire and Health and Human Services to amend these regulations; and

WHEREAS, substantial modifications to the regulations, have been drafted.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK THAT:

1. A copy of the modified regulations are herein attached pursuant to item 4 of Ordinance 6S&FK(052186), for file by the City Clerk for use and examination by the public.

1284

2. The Director of the Department of Engineering is hereby authorized to administratively promulgate future amendments to the regulations. A copy of said amended regulations shall be forwarded to the City Clerk, by the Director of Engineering, for filing, use and examination of the public without the need of preparation and adoption of an ordinance for the same, provided same do not significantly change the content of the regulations.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none, and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-w.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Chapter 5, Parking, Stopping and Standing, Generally, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding Section 23:5-3.2, Parking Prohibited between 11:00 P. M. and 5:00 A. M. for commercial vehicles.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

23:5-3.2 PARKING PROHIBITED BETWEEN 11:00 P.M. AND 5:00 A.M. FOR COMMERCIAL VEHICLES

(a) No person shall park any commercial vehicle on any street in the City between the hours of 11:00 p.m. and 5:00 a.m.. Commercial vehicle includes every type of motor-driven vehicles with commercial registration.

(b) Nothing within this ordinance shall be construed as preventing the following commercial vehicles from parking during such hours.

1) Trucks used by public utility companies in connection with construction, installation, operation or maintenance of public utility facilities.

2) Trucks and tractor trailers parked in front of non-residential premises on all industrial districts for not more than two consecutive nights.

(c) The fine for violation of this ordinance shall be a minimum of \$100.00 but not to exceed \$1,000.00

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.
Council

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none, and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

✓ 6-HC-a.

MS. PRISCILLA SCHENK, 265 NORTH 6TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council on the right to sell or distribute political literature in the City of Newark.

Councilman Tucker stated this is a legal issue and suggested the Law Department be consulted for guidance. Councilman Tucker also stated that Council can come up with an amendment to the ordinance that permits peddlers to distribute legislation.

Temporary President Grant directed the City Clerk to forward a verbatim transcript of Ms. Schenk's remarks to Corporation Counsel Grant for his attention and necessary action.

✓ 6-HC-b.

MR. MARVIN JENKINS EL, 265 MORRIS AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to homeless persons in the City of Newark.

✓ 6-HC-c.

MR. CHARLES MUHAMMAD, 600 BROAD STREET, NEWARK, NEW JERSEY, addressed the Municipal Council criticizing the Division of Welfare for not giving assistance to applicants who do not have their social security cards with them at the time of application.

Councilman Payne replied that some of the regulations are beyond the Council's jurisdiction and that social security number requirements for public assistance is not a local mandate, but mandated through the Federal system.

Councilman Payne, through the Chair, directed the City Clerk to forward verbatim transcript of remarks made by the speaker to Director of Health and Human Services Struggs and to Director of Welfare Highsmith for their attention and necessary action.

✓ 6-HC-d.

MS. KEA TAWANA, 242 CAMDEN STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to homeless and the demolition of buildings in the City of Newark.

Councilman Carrino explained to the speaker that the Newark Housing Authority is not demolishing property without replacing it with housing units for those Newark residents who were removed from their homes.

Councilman Tucker stated he does not support the actions taken by the Newark Housing Authority with respect to the housing issues.

A lengthy discussion was held by the Members of the Municipal Council.

✓ 6-HC-e.

MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to items on the agenda.

✓ 6-HC-f.

MR. DENNIS E. KNIGHT, 69 SCHUYLER AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to Newark's Economic Revitalization. The speaker also addressed the Council in favor of demolishing old buildings in order to build new housing units for the residents of Newark.

✓ 6-HC-g.

MR. RICHARD ARIZA, 209 ELWOOD AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the right to distribute political literature.

✓ 6-HC-h.

MR. FRANK HURTS, 402 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to homeless in the City of Newark. The speaker requested to be invited to Council's future special conference to discuss this matter.

Temporary President Grant directed the City Clerk to place this item on a future special conference and invite the appropriate principals and Mr. Hurtz to said meeting.

✓ 6-HC-i.

MR. DONALD JACKSON, 128 SMITH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to Ordinance 6-S & F-g, adopted June 23, 1982 for trust fund for demolition and rehabilitation.

Temporary President Grant directed the City Clerk to forward verbatim transcript of remarks made by the speaker to Corporation Counsel Grant for his attention and necessary action.

✓ 6-HC-j.

MR. JOE BRYANT, 789 BERGEN STREET, NEWARK, NEW JERSEY, addressed the Municipal Council requesting a formula for projection for residential housing for the City of Newark.

✓ 6-HC-k.

MS. MINDY BRUDNO, 209 ELWOOD AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to freedom of speech/press in Newark.

A motion to consider Motion 7-M-a at this time was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-M-a.

A MOTION DIRECTING THE CITY CLERK TO INVITE COUNCIL STAFF MEMBERS TO MEET WITH THE COUNCIL AT THEIR PRE-MEETING CONFERENCE JULY 7, 1987 TO DISCUSS THEIR INDIVIDUAL PARTICIPATION IN COUNCIL MEETINGS was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker.

Not Voting: Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 6-HC-l.

MR. WILLIAM J. VOLONTE, 515 BOUND BROOK ROAD, DUNNELLEN, NEW JERSEY addressed the Municipal Council with respect to the right to sell Political Literature.

Temporary President Grant directed the City Clerk to forward verbatim remarks made by the speaker to Corporation Counsel Grant; further directing that a copy of a "Memorandum of Law" provided by the speaker be sent to Corporation Counsel Grant for review and recommendations.

✓ 6-HC-m.

MS. MAUDE DAVIS, 205 WEST MARKET STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to drug distribution in the community.

✓ 6-HC-n. MS. DOROTHY FLEMING, 217 WEST MARKET STREET, NEWARK, NEW JERSEY, addressed the Municipal Council requesting cooperation from on controlling the drug problems in her neighborhood.

✓ 6-HC-o. MS. BEATRICE HIGH, 330 NEW STREET, NEWARK, NEW JERSEY.

✓ 6-HC-p. MS. MANDELL THOMAS, 329 NEW STREET, NEWARK, NEW JERSEY.

✓ 6-HC-q. MR. HARVEY GLOVER, 24 HARTFORD STREET, NEWARK, NEW JERSEY.

✓ 6-HC-r. MS. BERTA MOTT, 187 NORFOLK STREET, NEWARK, NEW JERSEY.

The above citizens addressed the Municipal Council with respect to crime within their community.

Councilman Harris, through the Chair, directed the City Clerk to invite Police Director Greenleaf, Essex County Sheriff D'Alessio, Essex County Prosecutor Tate, and the above speakers to meet with the Council at their special conference June 30, 1987 to discuss this item.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

✓ 7-R-a. Resolution ratifying contract for period February 1, 1987 to June 24, 1987; further, authorizing Business Administrator to enter into contract with Jenaro Contracting Co., Inc., 180 Wright Street, Newark, New Jersey, 07114, lowest responsible bidder, to Provide Overhead Door Maintenance Service, for period June 25, 1987 to January 31, 1988; contract shall not exceed \$100,000.; \$100. encumbered in 1987 Temporary Budget of Division of Public Buildings; any additional expenditures contingent upon and subject to appropriation and certification of such funds.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made Temporary President Grant, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-b. Resolution unalterably opposing construction of any transfer stations in the City of Newark; further, requesting Essex County Board of Chosen Freeholders to reconsider and rescind its vote for siting approval ordinance; further, directing Mayor, Corporation Counsel and Director of Engineering to take any and all steps necessary to prevent construction of same; further, directing Mayor, Corporation Counsel and Director of Engineering to initiate whatever steps to revoke, if necessary, the host municipality agreement between City of Newark, Essex County, and Port Authority of New York/New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-c. Resolution declaring the week of June 15-19, 1987 as "Gospel Week" within the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

/ 7-R-d.

Resolution recognizing and commending Mrs. Geraldine Sims on the occasion of her retirement from the Newark Board of Education.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

/ 7-R-e.

Resolution recognizing and commending the professional soccer teams of Sport Lisboa E. Benfica from Portugal and Clube Regatas Vasco Ea Gama from Brazil, on the occasion of their visit to the City of Newark to compete in the first T.A.P. Cup Game held at School Stadium on June 14, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

/ 7-R-f.

Resolution recognizing and commending Gabrielle Juliano Villani, granddaughter of Councilwoman Marie Villani and daughter of Allan and Barbara Villani on the occasion of her Christening performed on June 14, 1987 at the Sacred Heart Cathedral.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

/ 7-R-g.

Resolution approving Tax Abatement Application and Financial Agreement for La Casa - Mt. Prospect Urban Renewal Associates, a Limited Partnership, for proposed construction of residential condominium units, consisting of seven one and two bedroom condominium units with parking facilities provided on premises known as 81-85 Mt. Prospect Avenue, 82-86 Garside Street (Block 490, Lots 26, 27, 44, 45, 46 and 68), for a period of thirty (30) years from the date of issuance of a Certificate of Occupancy on each such unit and only so long as the entity and its project are subject to, and comply with, said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961 as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

/ 7-R-h.

Resolution approving Tax Abatement Application and Financial Agreement for Sidney & Edward Cohen Urban Renewal Developers (Cohen's Famous Frozen Foods, Inc.), for proposed construction of one story building at 26-30 Dayton Street, Block 3741, Lot 24, addition to existing manufacturing plant located at 631 Frelinghuysen Avenue; will be U.S.D.A inspected food processing building for manufacture of puff pastry hor d'oeuvres; for period of not more than twenty (20) years from the date of execution of the financial agreement pursuant to this Resolution or earlier, at the end of fifteen (15) years of operation of said project and only so long as the entity and its project are subject to, and comply with, said Financial Agreement and the said Urban Renewal Corporation and Association Law of 1961 as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-i.

Resolution authorizing the President of the Municipal Council, on behalf of the City of Newark, to enter into a contract with Rutgers University, Office of Research and Sponsored Programs for consulting services for the purposes of performing a study of Tax Abatements within the City of Newark, for sum of \$20,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-j.

Resolution authorizing Director of Engineering to accept proposal of Passaic Valley Water Commission for the construction of two interconnecting pipelines between the water sources of the City of Newark and those of the PVWC; there shall be no cost for the construction of said interconnections to the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-k.

Resolution authorizing Director of Engineering to execute Contract 87-08, Reconditioning of Municipal Fire Hydrants--In Place, with Waterware Corporation, 2502 Edgemont Street, Philadelphia, Pennsylvania, lowest responsible bidder, for total sum of \$69,913.63; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in net amount not to exceed \$7,500.; funds provided in 1987 Operating Budget of Department of Engineering.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-l.

Resolution authorizing Director of Engineering to execute final Change Order as needed, in amount not to exceed additional \$38,280. to fulfill goals of Contract 86-25R to Scafar Contracting, Inc., 7-R-cb, November 5, 1986; necessary to utilize additional 3/4" Broken Stone Bedding in amount of 600 C.Y., and more sheeting than anticipated was left in place, totaling 1940 S.F., thereby exceeding the quantities estimated in Contract; funds provided in 1987 Budget of Engineering.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference July 7, 1987 was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-m.

Resolution authorizing Director of Engineering to execute agreement with New Jersey State Department of Transportation, for rearrangement of certain sanitary sewer facilities to accommodate the construction of Federal Project No. M-7634(101), Jackson Street Bridge Rehabilitation and Raymond Boulevard Improvement, City of Newark, Essex County, Agreement No. 6, City of Newark - Sanitary Sewers; no cost to the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

1300

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-n.

Resolution amending Resolution 7-R-w, March 18, 1987, contract with Ben Thompson Associates, 103 Oraton Street, Newark, for design services for construction of a new firehouse, for sum of \$105,000.; by changing location of new firehouse to be constructed from the corner of Central Avenue and South 12th Street to the Northwest corner of South Orange Avenue and South Ninth Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference July 7, 1987 was made by Temporary President Grant, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-o.

Resolution ratifying contract for period January 1, 1987 to June 24, 1987; further, authorizing Business Administrator to enter into contract with Atlantic Elevator Co., 841 Mt. Prospect Avenue, Newark, only responsible bid received, for providing Elevator Maintenance Services for City of Newark, for sum not to exceed \$150,000., for period June 25, 1987 to December 31, 1990; \$15,060. encumbered in 1987 budget of Department of General Services, Division of Public Buildings to commence said program; any additional expenditures are contingent upon and subject to appropriation and approval of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-p.

Resolution amending Resolution 7-R-bt, ¹⁹⁸⁶ February 18, 1987, contract with Priscilla Harris-Jordan, R.N., for period June 3, 1987 to May 29, 1987, for provision of medical services to homeless individuals, in amount of \$8,274., by increasing amount of hours of medical services and contract by \$1,008., totalling \$10,584.; additional funds to be provided by Robert Wood Johnson Foundation.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-q.

Resolution amending Resolution 7-R-bu, February 18, 1987, contract with Michalene Bowman, R.N., for period June 3, 1987 to May 29, 1987, for provision of medical services to homeless individuals, in amount of \$7,266., by increasing amount of hours of medical services and contract by \$1,008., totalling \$8,274.; additional funds provided by Robert Wood Johnson Foundation.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-r.

Resolution authorizing the Mayor and Business Administrator to execute Labor Agreement with the Building Trades Bargaining Committee, effective January 1, 1987 through December 31, 1989.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-s.

Resolution authorizing Director of Police to enter into agreement with Statewide Police Emergency Network (SPEN), a communications resource designed to improve communications among Police Departments throughout the State in emergency situations, natural disasters, crime situations and special events requiring multi-agency coordination, \$5,750. for purchase, installation and maintenance of the SPEN base station; funds available from 1986 Reserves of Police Department.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-t.

Resolution ratifying contract for period July 1, 1986 to June 24, 1987; further, authorizing Director of Finance to enter into and execute contract with Goldman, Beale Associates of Princeton, New Jersey, for purpose of providing financial advice and assistance in the sale of bonds and/or notes for the City; \$20,000. will be paid from proceeds of sale of bonds; cost of said services shall be paid from Capital Projects as bond cost; for period June 25, 1987 to July 31, 1987. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service"; pursuant to N.J.S.A. 40A:11-5(1(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by Temporary President Grant the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-u.

Resolution accepting Audit Report from Samuel Klein and Company, Certified Public Accountants, for Job Training Partnership Act Plan Numbers NJ-JTP-4-0714600 and NJ-JTP-17-84-6-00/MASP-17-00; for period October 1, 1983 to June 30, 1985, further, authorizing Municipal Comptroller to pay contract audit fee of \$75,000., upon Municipal Council's acceptance of said audit.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-v.

Resolution authorizing Business Administrator to establish and implement an Employee Recognition Awards Program, appoint Members to a Public Employees' Awards Committee and establish a special awards fund; consistent with New Jersey Statutes Annotated 40A:5-31.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

June 24, 1987

✓ 7-R-w.

Resolution authorizing Mayor to enter into and execute agreement with Park Place Urban Renewal Associates, which addresses delinquent service charges in lieu of taxation payments under a prior tax abatement agreement between City and Park Place for property known as 42-50 Park Place, Block 125, Lot 15; outstanding balance of Fox-Lance Tax Abatement service charges in lieu of taxation is \$1.4 million; interest on said balance shall accrue at 4% per annum; prepayment of \$112,000. is required to be made by Park Place at the execution of the agreement; monthly payments in amount of \$4,466.66 shall begin in the 25th month and shall continue to be made for the remaining eight (8) years at which time the principal balloon payment of \$1.4 million is due.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see pages 2 and 3 in the minutes of this meeting)

✓ 7-R-x.

Resolution authorizing Director of Finance to issue check in sum of \$54,897. to A.G. Mazzocchi, Inc. and Greenberg, Margolis, Ziegler, Schwartz, Dratch, Fishman, Franzblau & Falkin, Esqs., Three A.D.P. Boulevard, Roseland, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, for breach of contract on November 5, 1986.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Grant met with the Council June 23, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-y.

Resolution authorizing Director of Finance to issue check in amount of \$18,000. payable to Fred Axcenty and his attorney W. Joseph Weiner, 165 Prospect Street, Passaic, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Essex County, Law Division, seeking damages for personal injuries allegedly sustained as result of negligence of City employee, Willie Brown, from a vehicle accident dated December 6, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Grant met with the Council June 23, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-z.

Resolution authorizing Director of Finance to issue check in amount of \$5,400. payable to Margie Murrell and her attorney, Ronald Melinson, 134 Evergreen Place, East Orange, upon receipt of all documents deemed necessary by the Corporation Counsel, instituted lawsuit against Walter H. Daniels, Transport of New Jersey, Edurgis Hernandez and the City of Newark in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence of the named defendants. (Transport of New Jersey-\$600., City of Newark-\$5,400.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-ba.

Resolution authorizing Director of Finance to issue check in amount of \$1,500. payable to Ella Blackwell and her attorneys Freeman & Bass, 24 Commerce Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence of the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-bb.

Resolution authorizing Director of Finance to issue check in amount of \$6,000. payable to David J. McCullough and Joseph M. Spiedel, his attorney, 401 Pleasant Valley Way, West Orange, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Essex County, seeking recovery for personal injuries arising from alleged negligence of the City of Newark and Leroy Washington, its employee.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-bc.

Resolution authorizing Director of Finance to issue check in amount of \$150. payable to Denise Baker, 26 Oakwood Avenue, Orange, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; on or about December 24, 1986, Ms. Baker was owner of motor vehicle that was struck by City of Newark vehicle operated by Department of Finance employee, accident due to inclement weather conditions; Ms. Baker incurred damages to her vehicle in amount of \$500., \$250. was paid by her insurance carrier.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-bd.

Resolution authorizing Director of Finance to issue check in amount of \$1,000. payable to Louis Massaro and his attorneys, Franz & Mintz, 624 Newark Avenue, Elizabeth, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, seeking to be awarded compensatory damages together with interest and costs of suit for injuries allegedly sustained as result of negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-be.

Resolution authorizing Director of Finance to issue check in amount of \$270. payable to Charles and Ida Mae Hicks, 86 Hedden Terrace, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; on or about January 13, 1987, the Fire Department responded to fire at 90 Hedden Terrace and had to park its apparatus on sidewalk in front of 86 Hedden Terrace which caused damage to sidewalk abutting 86 Hedden Terrace.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-bf.

Resolution authorizing Director of Finance to issue check in amount of \$5,000. payable to Joseph Perez and his attorneys Blume, Vazquez, Goldfaden, Berkowitz & Oliveras, P.C., 5 Commerce Street, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Mr. Perez instituted lawsuit against Robinson Truck Lines, Inc., Eddie Pryor, City of Newark, State of New Jersey, D'Annunzio Constructors Corporation and Germinsky Electrical Co., Inc., in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from accident of October 2, 1983 for alleged negligence of the defendants; Plaintiff and his attorneys have agreed to settle and resolve matter for sum of \$49,000. with Robinson Truck Lines, Inc. and Eddie Pryor contributing total of \$35,000.; Germinsky Electrical Co., Inc.-\$5,500., City of Newark-\$5,000.; and D'Annunzio Constructors Corporation-\$3,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-bg.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, District Heating System Grant, \$10,000.; item available from New Jersey State Department of Community Affairs, Division of Housing and Development.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-bh.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Sub-Regional Transportation Planning Agreement, \$75,375.; item available from New Jersey State Department of Transportation/Urban Mass Administration.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-bi.

Resolution concurring in request of Samuel Klein and Company, External Auditor for the City of Newark for extension of filing date of 1985 Audit to June 11, 1987.

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-bj.

Resolution amending Resolution 7-R-1, January 21, 1987, establishing petty cash funds for various City Departments for year 1987, by adding Division of Environmental Health, Department of Health and Human Services, Callie Foster Struggs-Custodian, in amount of \$100.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-bk.

Resolution authorizing Director of Health and Human Services to use 32 playground and gymnasium facilities of the Newark Board of Education, to provide recreational activities for the youth of the City of Newark; further authorizing Director of Health and Human Services to execute a hold harmless and indemnification agreement, providing for the indemnification of the Newark Board of Education from claims arising out of the use of the Board of Education's recreational facilities from July 6 through August 28, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-bl.

Resolution approving constable bond in the amount of \$1,000. issued to Robert Benjamin Helton, as to form, amount and sufficiency.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-bm.

Resolution appointing Charles Edward Newman, Constable for a term commencing June 24, 1987 and ending June 23, 1988.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-bn.

Resolution by the Newark Municipal Council approving a planning document for future operations in the Office of the City Clerk, and authorizing the City Clerk to implement same.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-bo.

Resolution adjusting compensation for employees in the Office of the City Clerk represented by the Essex Council #1, Civil Service Association.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-bp.

Resolution appointing Councilman _____ as a Member of the Joint Meeting Maintenance, beginning July 1, 1987 and ending June 30, 1987.

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

June 24, 1987

7-R-bq. Resolution appointing Councilman as a Member of the Second River Joint Meeting, beginning July 1, 1987 and ending June 30, 1988.

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-br. Resolution appointing Councilman as a Member of the Central Planning Board, beginning July 1, 1987.

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-bs. Resolution designating bus stop along 12th Avenue, westbound on the northerly side thereof at Wallace Street (entire block) beginning at the easterly curblin of Wallace Street and extending to the westerly curblin of West Market Street; pursuant to Section 39:4-197 of Title 39 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-bt. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A upon receipt of all documents deemed appropriate. (In accordance with ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-bu. Resolution voiding sale of City-owned property, 28 Grant Street, Block 29, Lot 35, pursuant to Resolution 7-R-bs (A.S.), December 8, 1986; Anthony Russo failed to close title within forty-five days after adoption of said resolution, thereby forfeiting his deposit (\$3,600.) to the City of Newark. (Executive Order No. PM860063, October 2, 1986)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-bv. Resolution voiding sale of City-owned property, 30 Grant Street, Block 29, Lot 34, pursuant to Resolution 7-R-bs (A.S.), December 8, 1986; Anthony Russo failed to close title within forty-five days after adoption of said resolution, thereby forfeiting his deposit (\$3,600.) to the City of Newark. (Executive Order No. PM860063, October 2, 1986)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-bw.

Resolution authorizing Finance Director to issue check in amount of \$2,600. payable to Francisco Bernal, paid as deposit for property located at 515-517 Clinton Avenue, Block 3000, Lot 26; City unable to convey clear and marketable title. (Resolution 7-R-bk (A.S.), June 4, 1986)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-bx.

Resolution designating an Investigating Committee of the Newark Municipal Council to investigate and examine any and all officials, officers and employees of the City of Newark, in relation to the discharge of his or their official duties or conduct, as the case may be, in connection with the operations and practices of the Newark Municipal Courts, Violations Bureau regarding the backlog of unpaid parking tickets and appointing a committee to carry out said investigation; further said committee shall have the power to issue subpoenas pursuant to N.J.S.A. 40:48-25 and 2A-67A-1, et seq.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by Temporary President Grant the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-by.

Resolution appointing Ms. M. Blanche Hooper, as a Member of the Board of Adjustment for term commencing June 24, 1987 and terminating January 31, 1989. (To fill the unexpired term of Mr. Lee Fisher)

(Ms. Hooper met with the Council June 23, 1987)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-bz.
(A.S.)

Resolution recognizing and commending the 11 Newark Public School students who submitted the winning essays in the contest sponsored by the Municipal Council and the Newark Board of Education on the topic, "If I were Mayor or Councilperson of Newark, New Jersey, I would do the following to make Newark a better place in which to live."

(For action on this resolution, see pages 1 and 2 in the minutes of this meeting.)

✓ 7-R-ca.
(A.S.)

Resolution unofficially designating the corner of Riverview Court and Chapel Street as "Beaman Plaza" in tribute to the late Edward T. Beaman, a longstanding Newark resident and community leader.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-cb.
(A.S.)

Resolution recognizing and commending "The Winans" and "The Williams Brothers" on the occasion of their Gospel Extravaganza held on June 20, 1987 at Essex County College.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-cc.
(A.S.)

Resolution recognizing and commending Turning Point, Inc. for its outstanding services to alcohol abusers and their families within the Newark Community.

(For action on this resolution, see page 2 in the minutes of this meeting.)

✓ 7-R-cd.
(A.S.)

Resolution recognizing and commending the Bergen Street School Spelling Bee committee for the successful presentation of a program entitled "A Tribute to Excellence" which was held on May 22, 1987.

(For action on this resolution, see page 2 in the minutes of this meeting.)

✓ 7-R-ce.
(A.S.)

Resolution recognizing and commending Mrs. Rose Woodside on the occasion of her 60th birthday celebration on June 20, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-cf.
(A.S.)

Resolution recognizing and commending Mr. Anthony Spadone on the occasion of his appointment as the Director of the Essex County Division of Cultural Affairs.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-cg.
(A.S.)

Resolution authorizing Finance Director to issue checks to persons and in amounts shown on annexed Exhibit A, totalling \$181,117.86 for overpayments carried on books and records of Tax Collector by reason of County Board Judgements, Tax Court Judgements Veteran's Allowances and Cash Overpayments for years 1981, 1982, 1984, 1985 and 1986. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-ch.
(A.S.)

Resolution amending Resolution 7-R-bz (A.S.) February 19, 1987, "Resolution authorizing President of the Municipal Council on behalf of the City of Newark, to enter into contract with Rutgers University, Office of Research and Sponsored Programs for Consulting Services for the purpose of performing a study of real property/revaluation within the City of Newark for period beginning March 1, 1987 and ending February 29, 1988, for sum of \$50,250. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.)" by correcting Paragraph 5.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-ci.
(A.S.)

Resolution increasing Housing and Community Development Act XIII. (\$1,002,000. H.C.D.A. Eleventh Year (11th) unobligated funds to be transferred and to be included in Thirteenth Year; \$550,0000. Program Income (funds from Leases, Resale of Real Property, Loans, Demolition Liens and Miscellaneous Income); totalling \$12,292,000. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-cj.
(A.S.)

Resolution authorizing Mayor and Business Administrator to enter into agreement with United States Department of Housing and Urban Development to receive and expend Fiscal Year 1987 Community Development Block Grant (13th Year) entitlement funds (\$10,742,000.); no Fiscal Year 1987 Community Development Block Grant funds will be obligated or expended until the "Special Contract Conditions" contained in said Agreement are satisfied.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-ck.
(A.S.)

Resolution authorizing City of Newark in connection with Newark Housing Partnership to utilize Regional Contribution Agreements; Community Development Block Grant grants and loans; Rental Rehabilitation loans and grants; Section Loan Authority; Tax Abatements, upon approval by Newark Municipal Council; Utilization of City of Newark Redevelopment powers to assemble land for housing development; provide City-owned land for housing development at nominal cost to non-profit organizations and at redevelopment prices for other entities; City of Newark to provide \$1.7 million set aside in Trust Account to guarantee up to 10% of construction loans on projects committed by Newark Housing Partnership banks where a developer's status so requires; further, authorizing Director of Finance to establish a trust account not to exceed 10% of project's construction financing in an approved local financial institution.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-cl.
(A.S.)

Resolution authorizing Mayor to execute and enter into contract with County of Essex and Rushmore-Borglum Story, a South Dakota Corporation, for professional service contract for the restoration of the Seated Lincoln; does not require expenditure of any municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-cm.
(A.S.)

Resolution recognizing and commending Mr. Vincent Toma on the occasion of his retirement from the City of Newark after 39 years of dedicated service.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

June 24, 1987

- 7-R-cn. Resolution recognizing and commending Mr. Nicholas Pucciarello on the occasion
(A.S.) of his retirement after 40 years of dedicated service.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

- 7-R-co. Resolution conditionally designating VE CAM, Inc., 114 South 12th Street, as
(A.S.) redeveloper for Saint Lucy's II Area Redevelopment Project (Block 477) subject to Redeveloper executing within 90 days from passage of said Resolution, Contract Agreement for the sale of redevelopment of land within said project area.
(Bounded by Crane, Cutler, Stone and Sixth Streets)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Temporary President Grant.

No: Councilman Carrino.

Absent: Councilwoman Villani, President Martinez.

- 7-R-cp. Resolution accepting bid of Robert Tresente, highest responsible bidder, for
(A.S.) leasing of city-owned property located at 98-102 Orange Street, Block 45, Lots 3,4,5, for period July 1, 1987 to June 20, 1991, pursuant to N.J.S.A. 40A:12-14 (A) (Minimum annual bid-\$16,300.-8,419.17 sq. ft. at \$1.94 per sq. ft.) pursuant to Executive Order PM870040.
(Parking Lot)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Temporary President Grant, seconded by Councilman Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

- 7-R-cq. Resolution of intent to formulate a Bicentennial Committee composed of
(A.S.) various community groups within the City of Newark.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

- 7-R-cr. Resolution authorizing Director of Health and Human Services to issue Carnival
(A.S.) License to Ironbound Educational and Cultural Center for period June 28, 1987 to July 5, 1987; to be located at Peter Francisco Park; no license to be issued until Director of Health and Human Services receives a Certificate of Insurance naming City of Newark as additional insured by June 26, 1987.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Temporary President Grant.

A lengthy discussion was held by the Members of the Municipal Council.

A motion to adopt the resolution and further directing the City Clerk to request that all future resolutions submitted by Administration authorizing the issuance of carnival licenses be submitted in the proper manner, prior to the closing date of the agenda, in order to give the Municipal Council sufficient time to review and consider all aspects of required application was declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Carrino, Harris, Payne, Tucker, Temporary President Grant.

No: Councilman Rice.

Not Voting: Councilman Branch.

Absent: Councilwoman Villani, President Martinez.

1311
June 24, 1987

Councilman Branch requested that his vote be changed from not voting to the affirmative.

A motion to adopt the resolution and further directing the City Clerk to request that all future resolutions submitted by Administration authorizing the issuance of carnival licenses be submitted in the proper manner, prior to the closing date of the agenda, in order to give the Municipal Council sufficient time to review and consider all aspects of required application was made by Councilman Harris, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Tucker, Temporary President Grant.

No: Councilman Rice.

Absent: Councilwoman Villani, President Martinez.

7-R-cs.
(A.S.)

Resolution designating ten (10) banks as depositories for funds of the City of Newark, New Jersey. (Broad National Bank-Newark, City National Bank of New Jersey-Newark, First Fidelity Bank-Newark, First Jersey National Bank-Jersey City, MidAtlantic National Bank-Newark, New Jersey Cash Management Fund-Trenton, Hudson City Saving Bank-Paramus, Carteret Savings and Loan Association-Newark, Howard Savings Bank of New Jersey-Newark, City Federal Saving Bank-Edmister) and authorizing investment of idle monies effective through December 31, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto: "Be it further resolved that the aforementioned banks be required to fully cooperate with any evaluation study which may be performed by the City of Newark as a condition for maintaining their status as a designated depository" was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-ct.
(A.S.)

Resolution authorizing Mayor and Business Administrator to execute Labor Agreement with Newark Firemen's Mutual Benevolent Association, Local No. 4, for period January 1, 1986 through December 31, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-cu.
(A.S.)

Resolution transferring responsibility of grant agreement between the U.S. Department of Commerce, Economic Development Administration (EDA) and Community Parents for Area Development, Inc., Project #01-11-02369, to the City of Newark; further, amend grant contract to include City of Newark and delete Community Parents for Area Development Inc. and make other necessary changes; project to be completed by December 31, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-cv.
(A.S.)

Resolution authorizing Director of Development to execute Bargain and Sale Deed conveying properties known as 163-169 Chancellor Avenue (Appraisal Price-\$500./unit-41 units-\$20,500.; and 218-228 Chancellor Avenue (Appraisal Price-\$500./unit-27 units-\$13,500.); pursuant to N.J.S.A. 40A:12-13, Subsection c to Johnson and Son Realty; property to be redeveloped for residential use.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Councilman Tucker, through the Chair, directed the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, and Director of Development Lucas to meet with Council at a future special conference regarding posting of bond or security to insure that said developers will carry out said project.

7-R-cw.
(A.S.)

Resolution recognizing and commending Saidi Nguvu on his recent selection as the Central Ward Democratic Chairperson.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-cx.
(A.S.)

Resolution recognizing and commending Meltronics Electrical and Electronic Supply Co., a minority business enterprise, on the occasion of its grand opening on June 25, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-cy.
(A.S.)

Resolution recognizing and commending Peggy Shepard and Chuck Sutton, democratic district leaders of West Harlem, on the occasion of their election victories.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-R-cz.
(A.S.)

Resolution recognizing and commending the Sickle Cell Education and Service Foundation of New Jersey and Anheuser-Busch, Inc. for their health services to the Greater Newark Community.

(For action on this resolution, see page 27 in the minutes of this meeting.)

7-R-da.
(A.S.)

Resolution authorizing Director of Health and Human Services to enter into and execute contract with Renaissance Centers of Newark Inc. for an Emergency Shelter for the Homeless Program, for period July 1, 1987 through June 30, 1988; total contract shall not exceed \$36,000. (\$36,000. for rehabilitation, \$36,107. in-kind personnel services)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

7-P-db.
(A.S.)

Resolution authorizing Director of Health and Human Services to accept funds in amount of \$602,015.77 from New Jersey State Department of Education for the Summer Food Service Program for Children for period July 6, 1987 to August 28, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-dc.
(A.S.)

Resolution expressing strong opposition to the passage of Assembly Bill 3689 as presently constituted which permits municipalities to grant 15 year extensions of certain existing property tax exemptions relating to the "Urban Renewal Corporation and Association Law of 1961" commonly known as the Fox Lance Law.

(For action on this resolution, see page 3 in the minutes of this meeting.)

✓ 7-R-dd.
(A.S.)

Resolution appointing Calvin Flowers, Ehab Sabree, Priscilla Walker, William McIlwaine, James Fain, Dwayne Smith and James Malanga, Special Police Officers, for term commencing immediately and ending December 31, 1987; Special Police Officer appointed herein shall be required to pay fee of \$100. to defray City's administrative cost and cost of training.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-de.
(A.S.)

Resolution recognizing and commending Elder Willie L. Smith for his outstanding contributions to the Eastern Bible Institute.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-R-df.
(A.S.)

Resolution recognizing and commending Inez Jennings, Supervising Cashier for the Municipal Courts, on the occasion of her retirement.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

MOTIONS.

✓ 7-M-a.

A MOTION DIRECTING THE CITY CLERK TO INVITE COUNCIL STAFF MEMBERS TO MEET WITH THE COUNCIL AT THEIR PRE-MEETING CONFERENCE JULY 7, 1987.

(For action on this motion, see page 48 in the minutes of this meeting.)

✓ 7-M-b.

A MOTION REQUESTING THAT THE LAW DEPARTMENT PREPARE THE APPROPRIATE LEGISLATION TO INSURE THAT ALL RENT CONTROLLED APARTMENT BUILDINGS WHICH ARE CONVERTED INTO CONDOMINIUMS, PROTECT THE RIGHTS OF THOSE TENANTS WHO DESIRE TO MAINTAIN THEIR RENTER STATUS IN SUCH BUILDINGS was made by the Council of the Whole and declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-M-c.

A MOTION DIRECTING THE CITY CLERK TO ARRANGE A MEETING AS SOON AS POSSIBLE WITH REPRESENTATIVES OF THE MUNICIPAL COUNCIL, MAYOR'S OFFICE, BUSINESS ADMINISTRATOR'S OFFICE, THE MUNICIPAL COURTS, POLICE DEPARTMENT, DEPARTMENT OF GENERAL SERVICES, FIRE DEPARTMENT AND THE DEPARTMENT OF ENGINEERING, FOR PLANNING AND DEVELOPMENT OF AN OFFICIAL DEDICATION CEREMONY FOR 31 GREEN STREET AS THE BRENNAN/MARSHALL COURT COMPLEX; 32 GREEN STREET AS THE HARRY L. WHEELER MEMORIAL BUILDING; 22 FRANKLIN STREET AS THE RALPH A. VILLANI MEMORIAL BUILDING AND 1010 18TH AVENUE AS THE SENATOR JOHN P. CAUFIELD MEMORIAL BUILDING was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-M-d.

A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MR. NORMAN SIMPSON was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-M-e.

A MOTION ACKNOWLEDGING THE OUTSTANDING WORK OF POLICE DIRECTOR LOUIS GREENLEAF AND HIS STAFF IN THE ARREST OF SEVERAL INDIVIDUALS ACCUSED OF ILLEGAL DUMPING WITHIN THE CITY was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-M-f.

A MOTION INDICATING THAT THE PROPOSED RESOLUTION RECOGNIZING AND COMMENDING DR. STANLEY S. BERGEN, PRESIDENT OF THE UNIVERSITY OF MEDICINE - DENTISTRY OF NEW JERSEY, WAS SPONSORED BY ONE COUNCILMAN AND DOES NOT NECESSARILY REFLECT THE VIEWS AND OPINIONS OF THE MUNICIPAL COUNCIL was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-M-g.

A MOTION WISHING A SPEEDY RECOVERY TO MR. GEORGE FITZSIMONS OF THE CITY CLERK'S OFFICE WHO INJURED HIMSELF TODAY ON BROAD STREET was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-M-h.

A MOTION DIRECTING THE CITY CLERK TO INVITE MAYOR JAMES, BUSINESS ADMINISTRATOR MONTEILH, BUDGET OFFICER OMOLINO, MESSRS. HUSS AND FACONE, SAMUEL KLEIN AND COMPANY TO MEET WITH THE COUNCIL AT THEIR PRE-MEETING CONFERENCE JULY 7, 1987 TO DISCUSS THE JUNE 9TH MEMORANDUM ISSUED BY DEPARTMENT OF ADMINISTRATION RELATIVE TO MUNICIPAL COUNCIL'S BUDGET FOR 1987 was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

✓ 7-M-i.

A MOTION REQUESTING THAT THE BOARD OF TRUSTEES NOT CLOSE ANY BRANCH LIBRARY IN THE CITY WITHOUT FIRST MEETING AND DISCUSSING SAME WITH THE GOVERNING BODY was made by Councilman Carrino, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

/ 7-M-j.

A MOTION REQUESTING THAT THE ADMINISTRATION MAKE NO DECISION ON REQUESTING AN ARCHITECTURAL PROPOSAL TO CENTRALIZE THE POLICE DEPARTMENT INTO ONE (1) BUILDING IN THE CITY OF NEWARK AND ELIMINATING THE PRECINCTS NOW LOCATED IN THE DIFFERENT WARDS was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

/ 7-M-k
and
7-M-l.

A MOTION COMMENDING ALL OF THE DEPARTMENTS AND AGENCIES INVOLVED IN THE RESCUE EFFORTS AND REPAIR WORK OF A WATER MAIN BREAK WHICH RECENTLY OCCURRED ON ROUTE 22 NEAR THE HILLSIDE BOUNDARY was made by Councilman Payne, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

/ 7-M-m.

A MOTION REQUESTING A FULL REPORT ON THE INCIDENTS AND EMPLOYEE(S) INVOLVED IN RECENT ALTERCATIONS WITHIN THE DIVISION OF SANITATION was made by Councilman Rice, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

/ 7-M-n.

A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO SUBMIT A COST ESTIMATE AND FEASIBILITY OF PLACING BOOTS ON VEHICLES ILLEGALLY PARKED AND THE PURCHASE OF TOW TRUCKS FOR TOWING OF SAID VEHICLES was made by Councilman Rice, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

/ 7-M-o.

A MOTION REQUESTING INFORMATION FROM THE ADMINISTRATION ON THE LOCATION OF THE POLICE PRECINCT TO BE BUILT IN THE CENTRAL WARD AS WELL AS THE CONTEMPLATED DATES FOR START-UP AND COMPLETION was made by Councilman Branch, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

/ 7-M-p.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOSEPH POETA, FATHER-IN-LAW OF COUNCILMAN ANTHONY CARRINO was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

/ 8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received June 5, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To adjust the annual salary for Personal Secretary, Office of the Mayor)."

(Personal Secretary,

Office of the Mayor

(35 Hours)

\$29,799.90 - 29,799.90)

(Increase to equalize salary with Executive Secretary - Mayor, not represented by any bargaining unit. Fiscal Impact - \$1,598.61.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 8, 1987 Agenda of the Municipal Council for first reading was made by Temporary President Grant, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received June 8, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To create the title of Executive Assistant)."

(Executive Assistant

(35 Hours)

\$32,492.20 - \$39,191.63)

(New title in Department of General Services. Represented by Essex Council #1, Civil Service Association. Fiscal Impact equal to new salary)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 8, 1987 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

8-c.

The City Clerk presented Proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary of Mayor)."

(Mayor

1/1/87

\$67,004.77 - \$67,004.77

1/1/88

70,355.00 - 70,355.00)

(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-o, on page 9 in the minutes of this meeting.)

8-d.

The City Clerk presented Proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To adjust salaries of President, Municipal Council and Councilman)."

(President

(1)

1/1/87

\$34,459.60 - \$34,459.60

1/1/88

36,182.58 - 36,182.58

Councilman

(8)

1/1/87

31,268.89 - 31,268.89

1/1/88

32,892.33 - 32,892.33)

(Copy of ordinance submitted to each Member of the Council)

(10% increase for 1987 and 1988)

(For action on this item, see Ordinance 6-F-p, on page 9 in the minutes of this meeting.)

8-e.

The City Clerk presented Proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor,' (6-S & F-e) adopted May 4, 1977, as amended and supplemented. (To delete and create titles and adjust salaries including those per agreement with Essex Council #1, Civil Service Association.)"

(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-q, on pages 9 and 10 in the minutes of this meeting.)

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received June 10, 1987, enclosing proposed "Ordinance amending the Urban Renewal Plan and the feasibility of relocation for the Industrial River Urban Renewal Project N.J.R.-121 (9th Amendment)".

(Generally bounded by Passaic River and Newark Bay on the north, Doremus Avenue on the east, Port Street on the south and Passaic Branch of New York Bay Railroad on the west.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received June 10, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To adjust the salary range for Supervisor of Data Entry Machine Operations)."

(Municipal Courts

Supervisor of (1)

1/1/87

\$17,402.25 - \$20,488.69

Data Entry

1/1/88

\$18,272.57 - 21,513.12)

Machine Operations

(35 Hours)

(Salary adjustment in accordance with labor agreement. Represented by Essex Council #1, Civil Service Association. Fiscal impact \$1,400.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 8, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

8-h.

The City Clerk presented Proposed "Ordinance to amend and supplement Title 8, Businesses and Occupations, Chapter 20, Public Garages, of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding a new section requiring the installation of a fence around the perimeter of the facility."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 8, 1987 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

8-i.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 18, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title of Student Assistant in the Office of the Mayor)."

(Student Assistant \$5.00 per hour

(Unscheduled Hours))

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-r, (A.S.) on page 10 in the minutes of this meeting.)

8-j.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 18, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title and Salary Range of Student Assistant in the Municipal Courts)."

(Student Assistant \$5.00 per hour - 5.00 per hour

(Unscheduled Hours))

(Copy of ordinance and correspondence submitted to each Member of the Council)

1318

(For action on this item, see Ordinance 6-F-s, on page 10 in the minutes of this meeting.)

✓ 8-k.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 18, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977 as amended and supplemented (To create the title of Student Assistant in the Department of Administration)."

(Student Assistant \$5.00 per hour

(Unscheduled Hours))

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-t, (A.S.) on pages 10 and 11 in the minutes of this meeting.)

✓ 8-l.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 18, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Law and establishing salaries therefor,' (6-S & F-g) adopted May 4, 1977 as amended and supplemented (To create the title of Student Assistant in the Department of Law)."

(Student Assistant \$5.00 per hour

(Unscheduled Hours))

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-u, (A.S.) on page 11 in the minutes this meeting.)

✓ 8-m.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 18, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create the title of Student Assistant in the Department of Finance)."

(Student Assistant \$5.00 per hour

(Unscheduled Hours))

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-v, (A.S.) on page 11 in the minutes this meeting.)

✓ 8-n.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 18, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To create the title of Student Assistant in the Department of General Services)."

(Student Assistant \$5.00 per hour

(Unscheduled Hours))

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-w, (A.S.) on pages 11 and 12 in the minutes of this meeting.)

✓ 8-o.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 18, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Student Assistant in the Department of Police)."

(Student Assistant \$5.00 per hour

(Unscheduled Hours))

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-x, (A.S.) on page 12 in the minutes of this meeting.)

✓ 8-p.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 18, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-l) adopted May 4, 1977 as amended and supplemented (To create the title of Student Assistant in the Department of Fire)."

(Student Assistant \$5.00 per hour

(Unscheduled Hours))

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-y, (A.S.) on page 12 in the minutes of this meeting.)

8-q.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 18, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977 as amended and supplemented (To create the title of Student Assistant in the Department of Engineering)."

(Student Assistant \$5.00 per hour

(Unscheduled Hours))

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-z, (A.S.) on pages 12 and 13 in the minutes of this meeting.)

8-r.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 18, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Student Assistant in the Department of Health and Human Services)."

(Student Assistant \$5.00 per hour

(Unscheduled Hours))

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-ba, (A.S.) on page 13 in the minutes of this meeting.)

8-s.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 18, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Student Assistant in the Department of Finance)."

(Student Assistant \$5.00 per hour

(Unscheduled Hours))

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-bb, (A.S.) on page 13 in the minutes of this meeting.)

8-t.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 18, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Student Assistant in the Department of Development)."

(Student Assistant \$5.00 per hour

(Unscheduled Hours))

(Copy of ordinance and correspondence submitted to each Member of the Council)

the minutes of this meeting.)

8-u.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 22, 1987, enclosing proposed "Ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the University Heights Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the city's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 8, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Temporary President Grant and failed of adoption by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice.

No: Temporary President Grant.

Not Voting: Councilmen Harris, Tucker.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant directed the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant and Director of Development Lucas to meet with the Council at its special conference June 30, 1987 with respect to the above matter.

1320

8-v.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 23, 1987, enclosing proposed "Ordinance authorizing the City of Newark to exchange the premises known as 52-54 Wilsey Street, 31-33 Nuttman Street, 36-48 Wilsey Street, 194-196 Warren Street, 211 Warren Street and 176 Warren Street, Block 402, Lots 14, 16, 19, 30, 31, 33, 34, 35 and Block 389, Lots 10 and 51 for 313-315 New Street, Block 414, Lots 42 and 43, owned by the New Jersey Institute of Technology, pursuant to N.J.S.A. 40A:12-26.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 8, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Temporary President Grant and failed of adoption by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice.

Not Voting: Councilman Harris, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

Temporary President Grant directed the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant and Director of Development Lucas to meet with the Council at its special conference June 30, 1987.

8-w.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 23, 1987, enclosing proposed "Ordinance authorizing the City of Newark to exchange the premises known as 76 University Avenue, and 56-58 University Avenue, Block 33, Lots 44 and 53, for the premises known as 65 Central Avenue, Block 35, Lot 29, owned by Rutgers University, pursuant to N.J.S.A. 40A:12-26."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant and Director of Development Lucas to meet with the Council at its special conference June 30, 1987 was made by Councilman Rice, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

8-x.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 24, 1987, enclosing proposed "Ordinance approving the Redevelopment Plan and Feasibility of Relocation for City Tax Block 2707, Lots 1, 2, 6, 7, 9-17, 19, 21, 23-28, City Tax Block 2712, Lots 1-10, 12, 14, 15, 17, 18, 20 and 21, City Tax Blocks 2706, 2705, 2714 and 2713 in their entirety."

(Bounded by Hunterdon Street, Hawthorne Avenue, Jelliff Avenue, and West Bigelow Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-bd, (A.S.) on page 14 in the minutes of this meeting.)

PENDING BUSINESS ON THE CALENDAR.

9-a.

Communication from Business Administrator Monteilh, received May 14, 1987, enclosing proposed "Ordinance amending and supplementing Title 16, SUBDIVISION, Chapter 9, Sections 6 and 13 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To revise the exception provisions and definition of minor site plan)" DOO 6/3/87

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the July 8, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

9-b.

Communication from Business Administrator Monteilh, received May 21, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986, as amended (To create the position title of Planning Aide in the Department of Land Use Control)."

(Planning Aide (35 Hours) (1)	1986	\$17,179.82 - \$20,876.41
	1987	18,579.82 - 21,276.41)

(Title created in Department of Land Use Control. Represented by Essex Council #1 Civil Service Association. Funds provided in budget.) D00 6/3/87
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by Temporary President Grant and adopted by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Temporary President Grant.

Not Voting: Councilman Carrino.

Absent: Councilwoman Villani, President Martinez.

9-c.

Communication from Business Administrator Monteilh, received May 22, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977 as amended and supplemented (To create the position title of "Management Specialist" in the Department of Administration)."

(Management Specialist (1)	1/1/86	\$31,088.85 - \$37,788.75
(37½ Hours)	1/1/87	32,488.85 - 39,188.75)

(Title created in Department of Administration due to reassignment of employee from Division of Budget. Represented by Essex Council #1, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 8, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Temporary President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary President Grant.

Absent: Councilwoman Villani, President Martinez.

9-d.

Communication from Business Administrator Monteilh, received May 22, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To create the position title of Investigator, Mayor's Office)."

(Investigator, Mayor's Office (1)	1/1/87	\$21,442.48 - \$25,761.57
(35 Hours)	1/1/88	22,514.60 - 27,049.65)

(Title created in Office of Mayor. Represented by Essex Council #1, Civil Service Association.) D00 6/3/87

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by Temporary President Grant and adopted by the following votes:

Yes: Councilmen Branch, Harris, Payne, Rice, Tucker, Temporary President Grant.

Not Voting: Councilman Carrino.

Absent: Councilwoman Villani, President Martinez.

9-e.

Communication from Business Administrator Monteilh, received May 22, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create the position titles of Investigator, W.I.C. and Supervising Distribution Clerk, W.I.C. in the Department of Health and Human Services)."

(Investigator, W.I.C.	1/1/86	\$13,978.17 - \$16,361.29
(35 Hours)	1/1/87	15,378.17 - 17,761.29

June 24, 1987

Supervising Distribution
 Clerk, W.I.C. 1/1/86 14,402.19 - 17,179.82
 (35 Hours) 1/1/87 15,802.19 - 18,579.82)
 (Titles being created in Department of Health and Human Services. Represented
 by Essex Council #1, Civil Service Association. State funded program.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Business Administrator Monteilh and Director of Health and Human Services
 Struggs met with the Council June 23, 1987)

A motion directing the City Clerk to place this ordinance on the July 8, 1987
 Agenda of the Municipal Council for first reading was made by Councilman Tucker.
 seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary
 President Grant.

Absent: Councilwoman Villani, President Martinez.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued
 from May 28, 1987 to June 15, 1987:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Rosary Altar Society Sacred Heart Church	9609 (Amended)
Residents for Community Action	9653 (Amended)
Queen of Angels Catholic Church	9699 (Amended)
Foundation for Servicing Children & Young Adults with Learning Disabilities of New Jersey	9757
Livingston Auxiliary of Foundation for Servicing Children and Young Adults with Learning Disabilities	9758
St. Casimir's Parochial School, Parents Teachers Association	9759
St. Antoninus Church	9760
St. Aloysius Church	9761

SENIOR CITIZENS

Stephen Crane	49
---------------	----

RAFFLE LICENSES

Optimist Club of Ironbound Newark	9694 (Amended)
St. James Roman Catholic Church	9755
Essex County Columbus Day Celebration	9756

A motion to concur in the Report was made by the Council of the Whole and
 adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary
 President Grant.

Absent: Councilwoman Villani, President Martinez.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and
 adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Temporary
 President Grant.

Absent: Councilwoman Villani, President Martinez.

The meeting adjourned at 1:41 A.M., Thursday, June 25, 1987.

June 24, 1987

1323

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey.

City Clerk Marasco called the meeting to order and asked for roll call at 3:55 P. M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

City Clerk Marasco read letter dated June 25, 1987, from Acting President Ralph T. Grant, Jr., calling for a special meeting of the Municipal Council for Tuesday June 30, 1987, at 11:00 A. M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, to consider the following legislation:

Resolution opposing construction of transfer stations at 100 Avenue A and 442 Frelinghuysen Avenue; further, requesting Essex County Board of Chosen Freeholders to reconsider and rescind its vote for the siting approval ordinance; further, authorizing Mayor, Corporation Counsel and Director of Engineering to take any and all steps necessary to prevent construction of same; further, authorizing Mayor, Corporation Counsel and Director of Engineering to initiate whatever steps to revoke, if necessary, the host municipality agreement between City of Newark, Essex County and the Port Authority of New York/New Jersey.

Ordinance authorizing Director of the Department of Development to acquire all privately owned properties within the University Heights Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq. (8-u, deferred June 24, 1987)

Ordinance authorizing the City of Newark to exchange the premises known as 52-54 Wilsey Street, 31-33 Nuttman Street, 36-48 Wilsey Street, 194-196 Warren Street, 211 Warren Street and 176 Warren Street, Block 402, Lots 14, 16, 19, 30, 31, 33, 34 and 35 and Block 389, Lots 10 and 41 for 313-315 New Street, Block 414, Lots 42 and 43, owned by the New Jersey Institute of Technology; pursuant to N.J.S.A. 40A:12-26. (8-v, deferred June 24, 1987)

Ordinance authorizing the City of Newark to exchange the premises known as 76 University Avenue, and 56-58 University Avenue, Block 33, Lots 44 and 53, for the premises known as 65 Central Avenue, Block 35, Lot 29, owned by Rutgers University; pursuant to N.J.S.A. 40A:12-26. (8-w, deferred June 24, 1987)

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on June 25, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, a majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the clerk or his designee, may thereupon adjourn the meeting until another hour or day."

June 30, 1987

City Clerk Marasco directed the items called for in this special be placed on the agenda of the regular meeting of July 8, 1987.

This meeting adjourned at 3:56 P. M.

APPROVED:



Robert P. Marasco
City Clerk

Newark, New Jersey, July 8, 1987

1

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:15 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Eugene Marcone, St. James Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez, Deputy City Clerk Mark Davis, Deputy Clerk of the Municipal Council, Assistant Corporation Counsel Juanita Cendan, Lieutenant Raymond Gilhooly, Sergeant-At-Arms.
Absent: Councilmen Carrino, Villani.

(Councilman Carrino arrived 1:17 P.M.)

(Councilwoman Villani arrived 2:15 P.M.)

Deputy City Clerk Davis stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on July 6, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The Deputy City Clerk presented Copy of Minutes of Meeting of Board of Adjustment, held June 10, 1987.
(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Carrino, Villani.

4-b.

The Deputy City Clerk presented Copy of Minutes of Meeting of the Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held May 21, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Carrino, Villani.

4-c.

The Deputy City Clerk presented Copy of Minutes of Meeting of the Housing Authority of the City of Newark, held May 21, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Carrino, Villani.

4-d.

The Deputy City Clerk presented Copy of Minutes of Meeting of the Passaic Valley Sewerage Commissioners, held February 11, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Carrino, Villani.

2
July 8, 1987

✓ 4-e.

The Deputy City Clerk presented Copy of Minutes of Meeting of Board of Trustees of the Newark Public Library, held May 27, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Carrino, Villani.

✓ 4-f.

The Deputy City Clerk presented Copy of Minutes of Private Meeting of Board of Trustees of the Newark Public Library, held May 27, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Carrino, Villani.

✓ 4-g.

The Deputy City Clerk presented Copy of Minutes of Special Private Meeting of Board of Trustees of the Newark Public Library, held May 30, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Carrino, Villani.

✓ 4-h.

The Deputy City Clerk presented Copy of Minutes of Special Private Meeting of Board of Trustees of the Newark Public Library, held June 13, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Carrino, Villani.

✓ 4-i.

The Deputy City Clerk presented Report of Office of the City Clerk for month of April, 1987.

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Carrino, Villani.

A motion to consider Resolution 7-R-cm, adopted June 24, 1987, at this time was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Carrino, Villani.

✓ Resolution recognizing and commending Mr. Vincent Toma on the occasion of his retirement from the City of Newark after 40 years of dedicated service.

Councilman Tucker, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Toma and congratulated him on his leadership and many accomplishments during his employment in municipal government.

Mr. Toma expressed his thanks to the Members of the Municipal Council for its many years of support and confidence shown to him throughout his many years with the City.

All Members of the Council expressed their best wishes for continued good health in Mr. Toma's retirement.

A motion to consider Resolution 7-R-cr (A.S.) at this time was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Carrino, Villani.

✓ 7-R-cr.
(A.S.)

Resolution recognizing and commending Reverend J. Wendell Mapson, Sr., Pastor of Mt. Calvary Baptist Church, on the 40th Anniversary of his Pastorship.

(Councilman Carrino arrived 1:17 P.M.)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Reverend Mapson and expressed congratulations and best wishes.

Reverend Mapson thanked the Council for this commendation and resolution of recognition.

A motion to consider Resolution 7-R-ci (A.S.) at this time was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

✓ 7-R-ci.
(A.S.)

Resolution recognizing and commending Mr. Robert Wujciak, Principal of East Side High School, for his instrumental leadership during the 1986-1987 school year.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilwoman Villani.

President Martinez, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Wujciak and wished him continued success in his future endeavors.

Mr. Wujciak expressed his appreciation and thanks to the Member of the Municipal Council for recognizing him in this matter. He also expressed his appreciation to the teaching staff and to the students of East Side High School for their endeavors in making the 1986-1987 school year an educational success.

A motion to consider Resolution 7-R-de (A.S.) adopted June 24, 1987, at this time was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilman Carrino.

Absent: Councilwoman Villani.

✓ Resolution recognizing and commending Elder Willie L. Smith for his outstanding contributions to the Eastern Bible Institute.

Councilman Payne, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Professor Albert Louis, who accepted this commendation on behalf of Elder Smith.

Professor Louis, on behalf of Elder Smith, thanked the Council for this commendation.

A motion to consider Resolution 7-R-ct (A.S.) at this time was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

July 8, 1987

✓ 7-R-ct.
(A.S.)

Resolution recognizing and commending Ms. Rosemary Martins, 1987 valedictorian of St. Vincent's Academy, for her outstanding educational achievements.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

A motion to consider Resolution 7-R-cu (A.S.) at this time was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

/ 7-R-cu.
(A.S.)

Resolution recognizing and commending the ten Valedictorians from the Newark Public School System for their outstanding educational achievements during the 1986-1987 school year.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

Councilman Branch stated that New Jersey Transit has displayed pictures of the valedictorians at Pennsylvania Station.

Mr. Randy Jones, on behalf of Executive Director Jerry Premo, New Jersey Transit stated this was a privilege and commended the Members of the Municipal Council for this resolution of honoring Newark's valedictorians.

Councilman Rice, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to the ten recipients of this resolution.

Several of the recipients of this commendation expressed their appreciation to the Members of the Council for this resolution.

A motion to consider Resolution 7-R-cv (A.S.) at this time was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilwoman Villani.

/ 7-R-cv.
(A.S.)

Resolution recognizing and commending the State of New Jersey's Governor's Council on Physical Fitness and Sports for its immeasurable contributions to the State of New Jersey and the City of Newark.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilwoman Villani.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to Messrs. Dugan and Watson and to the Minister who was part of the Governor's Council.

The recipients of this resolution thanked the Members of the Council for this commendation.

(Councilwoman Villani arrived 2:15 P.M.)

4-A-1.

The Deputy City Clerk read In the matter of application for variance so as to permit in a 3rd Residence District construction of a one story office building with insufficient rear yard and private parking area for premises 110-112 Pennington Street, Elliot Palmer, Applicant.

(Copy of transcript submitted to each Member of the Council)

(Ms. Ella James, Appellant)

(Board of Adjustment hearing held April 21, 1987)

(Transcript filed June 15 and June 25, 1987)

The Board of Adjustment at its regular meeting held April 21, 1987, approved the application by 5 Ayes and 0 Nayses.

A appeal in this matter was filed in the Office of the City Clerk on April 22, 1987, by Ms. Ella James.

The transcript in connection with this matter was received June 5 and June 25, 1987, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On June 23, 1987, the City Clerk notified the applicant, the applicant's attorney, the appellants and the objectors that an appeal in this matter would be heard by the Municipal Council at its regular meeting July 8, 1987, at 1:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

President Martinez stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment in the matter of application for variance so as to permit in a 3rd Residence District construction of a one story office building with insufficient rear yard and private parking area for premises 110-112 Pennington Street, Elliot Palmer, Applicant. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means that they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and the place for the appeal to commence.

MR. RONALD HUNT, ASHLEY AND CHARLES, ATTORNEY FOR THE APPLICANT, addressed the Municipal Council with respect to a proposed office building on the property on Pennington Street. He noted his client could build a multiple dwelling on this property without a variance, but has refrained from doing so. He noted his client wants only a small office building to house his employees and conduct business with his clients.

MR. IRVING L. SOLONDZ, ATTORNEY FOR THE APPELLANT, stated an office building should be built in a commercial district. He noted the applicant has repaired vehicles on the street. He stated that in order that a variance be granted on a legal basis, special reasons must be considered. The property can be used for that for which it is zoned and no special reasons were given other than it is to the economic advantage of the applicant. The question is that this property is intended for multi-residence purposes and that is what should be granted. He opined that if the Board of Adjustment saw fit to a variance, they should have imposed reasonable conditions so that any business use would not intrude on the residences in this area. He appealed to the Members of the Council to deny this variance, but if the Council were to grant this variance, he requested there be reasonable conditions imposed restricting the use for true office purposes.

President Martinez read the following:

"Appellant herein, Mrs. Ella James, residing at 108 Pennington Street, Newark, New Jersey, appeals from a decision of the Board of Adjustment of the City of Newark granting a variance in connection with the construction of a certain office building location on the north side of Pennington Street, between Hernon Street and New Jersey Railroad Avenue.

July 8, 1987

The property in question is located in a Third Residence District pursuant to Newark's Zoning Ordinances which permits the following uses or structures:

- (1) Multiple dwellings
- (2) Nursery schools
- (3) Town houses
- (4) Single family dwellings, and
- (5) Certain medical offices and charitable institutions.

A variance was, therefore, requested for the construction of a 1-story office building with insufficient rear yard and private parking area. According to the applicant, Mr. Elliot Palmer, the purpose of the proposed building is to provide office space to conduct his business which is presently being operated out of a trailer.

A public hearing was held on April 21, 1987 at which time neighboring property owners were present to express their opinion as to the feasibility and legality of the application. After extensive testimony the required variances were granted based upon the following factual determinations made by the Board of Adjustment.

(1) Presently, there is a vacant lot, approximately 65' x 100' in size. The area within the 200 foot radius is composed principally of residential and industrial uses.

(2) Applicant employs Newark residents.

(3) The granting of the variance will enable a viable business to remain in the City.

(4) The proposed construction will add to the aesthetics of the area without unwarranted intrusion into the neighborhood, and

(5) The relief requested by the applicant can be granted without substantial detriment to the public good and without substantially impairing the intent and purpose of the Zone Plan and Zoning Ordinances of the City of Newark.

Pursuant to legislative authority the Board of Adjustment shall have the power to permit a use or principal structure in a district restricted against such use or principal structure if there are "special reasons" and the relief can be granted "without substantial detriment to the public good and will not substantially impair the intent and purpose of the Zone Plan and Zoning Ordinance."

Under the present law, this Council, as the governing body, has the authority to make de novo review of the record established before the Board of Adjustment and reach its own decision in this matter, subject only to the requirement that its finding and conclusion are supported by the record. Kessler vs. Bowker, 174 N.J. Super 478 (App. Div. 1979), this Council is directly responsible to the citizenry and has the right to apply its own expertise and knowledge of the community and make a final evaluation based on the record created before the Board.

July 8, 1987

7

Applying such a standard of review the Council has reviewed the transcript of the hearing before the Board of Adjustment and make the following determinations.

(1) The record reveals that the Board reasonably concluded from the evidence that the proposed construction would improve the aesthetics of the site by replacing a vacant lot with a one story building with shrubbery in the front and along the side of the property.

There was testimony from two residents who agreed that the proposed construction would enhance the neighborhood by placing thereon aesthetically pleasing structure in a presently vacant area.

The beautifying of an area and promotion of a desirable visual environment is a proper "special reason" for the granting of a variance.

In addition, the determination that the granting of the variance will enable a viable business to remain in the City amounts to the promotion of the general welfare which is another special reason for granting the variance.

(2) The Board specifically found that the proposed construction would not substantially impair the interest and purpose of the zoning plan in the area which is presently one of mixed uses. This conclusion is supported by the testimony that there is a truck terminal, a fish market and various factories in the area, including one at the intersection of Pennington and Hermon which is presently under construction. (Transcript pages. 2, 4, and 6) (Councilman's personal knowledge of the area).

The record further indicates that the majority of the working staff will not be working in the office for most of the day. Thus, there is no evidence that the proposed construction will detrimentally affect the parking and/or traffic conditions of the area.

Finally, there was no actual proof supporting appellant's assertion that the proposed building will have a deleterious effect on the value of her property.

For these reasons the Council affirms the Board's decision as to granting a variance permitting in a 3rd Residence District the construction of a 1-story office building with insufficient rear yard, subject however, to the following conditions:

(1) The parking lot is exclusively for the use of the office staff and visitors;

(2) No trucks or heavy equipment be parked in the yard after completion of the project" was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani
President Martinez.

Not Voting: Councilman Tucker.

July 8, 1987

A motion to consider Item 9-e at this time was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

/ 9-e.

Communication from Business Administrator Monteilh, received June 23, 1987, enclosing proposed "Ordinance authorizing the City of Newark to exchange the premises premises known as 52-54 Wilsey Street, 31-33 Nuttman Sreet, 36-48 Wilsey Street, 194-196 Warren Street, 211 Warren Street and 176 Warren Street, Block 402, Lots 14, 16, 19, 30, 31, 33, 34, 35, 43 and Block 389, Lots 10 and 51 for 313-315 New Street, Block 414, Lots 42 and 43, owned by the New Jersey Institute of Technology, pursuant to N.J.S.A. 40A:12-26."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Monteilh, Corporation Counsel Grant and Development Director Lucas met with the Council July 7, 1987)

A motion to table the ordinance and directing the Deputy City Clerk to invite Business Administrator Monteilh, New Jersey Institute of Technology President Fenster and BETTA President Jackson to meet with the Council at its August 4, 1987 pre-meeting conference was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to consider Item 9-f on Ordinances on First Reading at this time was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 6-F-j.

The Deputy City Clerk presented An ordinance authorizing the City of Newark to exchange the premises known as 76 University Avenue, and 56-58 University Avenue, Block 33, Lots 44 and 53, for the premises known as 65 Central Avenue, Block 35, Lot 29, owned by Rutgers University, pursuant to N.J.S.A. 40A:12-26.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Monteilh, Corporation Counsel Grant and Development Director Lucas met with the Council July 7, 1987)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1987.

A motion to consider Resolution 7-R-dd (A.S.) at this time was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-dd.
(A.S.)

Resolution authorizing Business Administrator to enter into contract with Pinckney Enterprises, 60 Branford Place, Newark, New Jersey, to provide Janitorial Services for City of Newark, for period July 1, 1987 to June 30, 1988, contract shall not exceed \$600,000.; \$15,000. encumbered from 1987 Temporary Budget of Department of General Services, Division of Public Buildings; any additional 1987-88 expenditures are contingent upon and subject to appropriation and certification of funds in each year.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

4-A-2.

The Deputy City Clerk read In the matter of application for a variance to permit in 2nd Residence and 2nd Business Districts auto leasing and rental, used motor vehicle sales and vehicle repairs, on premises 861-869 Clinton Avenue, James Lindsey, Applicant.

(Copy of transcript submitted to each Member of the Council)
(Theodore Beard, Appellant)
(Board of Adjustment hearing held May 13, 1987)
(Transcript filed June 17, 1987)

The Board of Adjustment at its regular meeting held May 13, 1987, approved the application by 5 Ayes and 0 Nays.

An appeal in this matter was filed in the Office of the City Clerk on May 28, 1987, by Mr. Theodore Beard.

The transcript in connection with this matter was received June 17, 1987, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On June 23, 1987, the City Clerk notified the applicant, the applicant's attorney, the appellants and the objectors that an appeal in this matter would be heard by the Municipal Council at its regular meeting July 8, 1987, at 1:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

President Martinez stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment in the matter of application for a variance to permit in 2nd Residence and 2nd Business Districts auto leasing and rental, used motor vehicle sales and vehicle repairs, on premises 861-869 Clinton Avenue, James Lindsey, Applicant. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by any attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means that they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and the place for the appeal to commence.

Councilman Payne asked for the address of the applicant.

Mr. LaRusso, Attorney for the Applicant, stated Mr. Lindsey's address is 610 Lyons Avenue, Irvington, New Jersey.

MR. THEODORE BEARD, 937 SOUTH 20TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council stating his objection in this matter was to the applicant repairing and selling cars at this site.

MS. DOLORES BATTLE, DISTRICT LEADER, 19TH DISTRICT, addressed the Municipal Council appealing to the Members of the Council to deny this variance due to the large amount of repair shops already in the area.

MR. ANTHONY LARUSSO, 799 BLOOMFIELD AVENUE, VERONA, NEW JERSEY, Attorney for the Applicant, addressed the Municipal Council and pointed out that the transcript would show that most of the Board of Adjustment Members were familiar with or had visited the area. He noted the present use of the premises is as a gasoline and service station so this is not a proposal to change the use so dramatically that the local residents would get something that does not already exist or will exist in the future.

Councilman Payne read the following:

"On May 13, 1987 the Board of Adjustment granted a variance, with certain conditions in connection with the establishment of an auto leasing and rental and used motor vehicle sales and vehicle repair business located on the Northwest corner of Clinton Avenue and South 20th Street.

July 8, 1987

The property in question is located in a 2nd Residence and 2nd Business District pursuant to Newark's Zoning Ordinances which provides, in pertinent part, that a building or premise may be used for any purpose except for all uses excluded from Fourth Business District. Title 27:3-38, which relates to the use regulations in the Fourth Business District, prohibits the use of a public garage (See 27:3-38 (35)). Public garage is defined in the Newark Municipal Ordinances as "any building or premises used for the storage of one or more non-commercial, self-propelled vehicles..., including storage and repair, demonstration, sale or rental. A variance was, therefore, requested for the use of an auto leasing and rental and used motor vehicle sales and vehicle repair business.

A hearing was held on the application for the variance by the Board of Adjustment. The applicant, Mr. James Lindsey, presented testimony as to the proposed use and the impact on the neighborhood. Appellant, Mr. Theodore Beard, residing at 937 So. 20th Street, Newark, New Jersey, appeared at the hearing and objected to the effect such business would have on the community.

After all testimony was presented, the Board of Adjustment adopted a Resolution, dated May 13, 1987 approving the application with various conditions. The decision was based upon the following factual determinations:

- (1) Presently the lot which is approximately 99' x 124' in size exists as a non-operating gasoline station. The area within the 200 foot radius is composed of dwellings, stores and commercial uses;
- (2) There would be no painting or body work performed on the premises;
- (3) Repairs would be mostly on vehicles owned by the applicant;
- (4) Applicant plans landscaping;
- (5) Improvements have been made since premises were used as a gas station;
- (6) Twenty to twenty-five cars will be parked on the lot;
- (7) Applicant will employ two people; and
- (8) There is presently a considerable amount of commercial use in the area.

The Board further determined that the relief requested by the applicant, James Lindsey, can be granted without substantially impairing the intent and purpose of the Zone Plan and Zoning Ordinances of the City of Newark based on the following reasons:

- (1) The granting of the variance will result in less intensive use than the gas station that previously existed;
- (2) The granting of the variance will result in an aesthetically pleasing structure and viable business; and
- (3) The site is particularly suited for the proposed purposes.

Thus, the Board concluded that the applicant had established special reasons for the granting of the variance and that the relief can be granted without substantial detriment to the public good or impairment of the intent and purpose of the Zoning Ordinance. In addition, several conditions were imposed.

It is well settled that the governing body has the authority to make a de novo review of the record established before the Board of Adjustment and reach its own decision in this matter, subject only to the requirement that its findings and conclusions are supported by the record. Thus, the governing body may reverse, remand or affirm, wholly or in part, or may modify the final decision of the Board.

Applying such a standard of review, the Council has reviewed the transcript of the hearing in this matter and made the following determinations:

(1) The record reveals that the Board reasonably concluded from the evidence, that the proposed use of automobile renting or leasing would not substantially impair the interest and purpose of the zoning plan in the area. Thus, the Council affirms the Board's decision as to granting a variance permitting the establishment of a business of renting and leasing automobiles.

However, with respect to the applicant's request for a variance permitting the establishment of a business of used motor vehicle sales and vehicle repair, this body disagrees with the finding of the Board of Adjustment and finds that the variance should be denied. Based on personal observations of the area and common experience in serving the community the aforementioned proposed uses would promote a less desirable visual environment, rather than beautify the area. Applicant's assertion that improvements have been made since the premises were used as a gas station is questionable. (Relay personal observations of area). For these reasons, the Council finds that the aesthetics of the area will not be improved but instead the probability of creating an eyesore in the community is created.

In addition, the Council finds that the granting of the variances for the sale and repair of vehicles will in fact substantially impair the intent and purpose of the zoning plan and Ordinances. Contrary to applicant's contention, the proposed uses would be subtracting from the character of the neighborhood. The nature of the business is such that it will involve auto repair of approximately 20-25 cars at any given time. The fact that there are businesses in the area, alone, does not justify granting the variance. Zoning is designed to preserve the true character of a neighborhood by excluding new uses and structures prejudicial to the purposes of the area.

Based on the foregoing the Council is inclined to deny the Board's decision with respect to the variance for operation of a motor vehicle sale and repair business" was made by Councilman Payne, seconded by President Martinez.

A lengthy discussion was held by the Members of the Municipal Council.

The motion was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Not Voting: Councilman Grant.

July 8, 1987

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The Deputy City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited at all Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on William Street.

(Deleting: William Street,
North side, from Broad Street to Springfield Avenue;
South side, from Washington Street to Springfield Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-b.

The Deputy City Clerk read An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.

(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering and directing the Deputy City Clerk to invite Business Administrator Monteilh and Engineering Director Zach to meet with the Council at its pre-meeting conference of August 4, 1987, was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-c.

The Deputy City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To adjust the annual salary for Personal Secretary, Office of the Mayor).

(Personal Secretary,
Office of the Mayor (1)
(35 Hours) \$29,799.90 - 29,799.90)
(Salary increase to bring to parity with Executive Secretary, Mayor's Office; not represented by any bargaining unit. Fiscal Impact \$1,598.61.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1987.

July 8, 1987

6-F-d.

The Deputy City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To create the title of Executive Assistant).

(Executive Assistant (1)

(35 Hours)

\$32,492.20 - \$39,191.63)

(Title change for employee now in another title. Represented by Essex Council #1, Civil Service Association. No change in salary)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1987.

6-F-e.

The Deputy City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To adjust the salary range for Supervisor of Data Entry Machine Operations).

(Municipal Courts

Supervisor of (1)

1/1/87

\$17,402.25 - \$20,488.69

Data Entry

1/1/88

\$18,272.57 - 21,513.12).

Machine Operations

(35 Hours)

(Salary adjustment in accordance with labor agreement. Represented by Essex Council #1, Civil Service Association. Fiscal impact \$1,400.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1987.

6-F-f.

The Deputy City Clerk read An ordinance to amend and supplement Title 8, Businesses and Occupations, Chapter 20, Public Garages, of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding a new section requiring the installation of a fence around the perimeter of the facility.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1987.

6-F-g.

The Deputy City Clerk read An ordinance amending and supplementing Title 16, SUBDIVISION, Chapter 9, Sections 6 and 13 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To revise the exception provisions and definition of minor site plan)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1987.

6-F-h.

The Deputy City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 as amended and supplemented (To create the position title of Management Specialist in the Department of Administration)

(Management Specialist (1)	1/1/86	\$31,088.85 - \$37,788.75
(37½ Hours)	1/1/87	32,488.85 - 39,188.75)

(Title created in Department of Administration due to reassignment of employee from Division of Budget. Represented by Essex Council #1, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Business Administrator Monteilh met with the Council June 23, 1987)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1987.

6-F-i.

The Deputy City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create the position titles of Investigator, W.I.C. and Supervising Distribution Clerk, W.I.C. in the Department of Health and Human Services).

(Investigator, W.I.C.	1/1/86	\$13,978.17 - \$16,361.29
(35 Hours)	1/1/87	15,378.17 - 17,761.29

Supervising Distribution Clerk, W.I.C.	1/1/86	14,402.19 - 17,179.82
(35 Hours)	1/1/87	15,802.19 - 18,579.82)

(Titles being created in Department of Health and Human Services. Represented by Essex Council #1, Civil Service Association. State funded program.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Business Administrator Monteilh and Director of Health and Human Services Foster-Struggs met with the Council June 23, 1987)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1987.

6-F-j.

The Deputy City Clerk presented An ordinance authorizing the City of Newark to exchange the premises known as 76 University Avenue, and 56-58 University Avenue, Block 33, Lots 44 and 53, for the premises known as 65 Central Avenue, Block 35, Lot 29, owned by Rutgers University, pursuant to N.J.S.A. 40A:12-26.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Business Administrator Monteilh, Corporation Counsel Grant and Development Director Lucas met with the Council July 7, 1987)

(For action on this ordinance, see page 8 in the minutes of this meeting.)

A motion to consider Item 8-i on Ordinances on First Reading was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-k.

The Deputy City Clerk read An ordinance approving a Redevelopment Plan and the Feasibility of Relocation for City Tax Block 443, Lots 1-21 and 31-51.)

(Bounded by Gouveneur Street on the North, Mount Pleasant Avenue on the East, southerly sideline of Lots 21 and 31 in Block 443 on the south and Broad Street on the West)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1987.

At a later time in the meeting, after Item 8-h, a motion to consider Item 8-j on Ordinances on First Reading was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-l.

The Deputy City Clerk read An ordinance requiring the owner of every vacant lot located within the City of Newark to have a sign posted on the premises which shall set forth the full name, address and telephone number of the owner and/or agent of said property.

A motion to adopt the ordinance on first reading and directing the Deputy City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant and Land Use Control McLucas to meet with the Council at its August 4, 1987, pre-meeting conference was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Payne, Rice, Tucker, Villani, President Martinez.

Not Voting: Councilmen Branch, Carrino, Grant, Harris.

President Martinez: The yeses are five, the noes are none and four not voting. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1987.

July 8, 1987

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 5, Amusements and Amusement Businesses; Chapter 2, Coin-operated Amusement Devices; Section 8, Transfer of License; of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 5, Amusement and Amusement Businesses; Chapter 2, Coin-Operated Amusement Devices; Section 8, Transfer of License, of the Revised Ordinances of the City of Newark, N.J., 1966, as amended and supplemented, be and is further amended and supplemented by the addition of a subparagraph to paragraph (b) thereof to read as follows:

(b) The director of licenses shall permit the transfer of a license issued under this article within the year for which it is issued to any other device operated in premises other than that for which the license is issued, in place of the device from which the license is transferred, on the request of the licensee under the following conditions: The licensee shall provide the director with the address of the new premises and the information required by 5:2-3(c, (c) (as to operator of premises), (f), (g) and (h). If, after investigation, the director determines that the conditions of 5:2-4 and 5:2-11 are met, he shall authorize the transfer by issuing an amended license.

(1) The fee for the transfer of a license for any device operated in premises other than those premises at which the license is currently issued, shall be \$20.00, payable upon the filing of the request for transfer.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-b.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 5, Amusements and Amusement Businesses; Chapter 2, Coin-operated Amusement Devices; Section 6, License Fee; Term of License, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 5, Amusement and Amusement Businesses; Chapter 2, Coin-Operated Amusement Devices; Section 6, License Fee; Term of License, of the Revised Ordinances of the City of Newark, N.J., 1966, as amended and supplemented, be and is further amended by amending paragraph (a) thereof to read as follows:

(a) The license fee for each coin-operated amusement device shall be \$50.00 payable upon the filing of the application.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-c.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the release of the City's reversionary interest in property located in the Municipality of Verona, New Jersey also known as Block 505, Part of Lot 1, (In accordance with attached Tax Map #23.02, for the sum of \$29,200.) to El Properties, Inc.

WHEREAS, the Mayor and Common Council of the City of Newark conveyed to Caldwell Railway Company, a certain tract of land located in the Municipality of Verona, known as Block 505, part of Lot 1, referred to on page 4 of the accompanying appraisal of Martin S. Tieger, ASA, SR/WA, C.R.E.A., dated March 6, 1987 which track is more particularly described in Schedule A, attached hereto; and

WHEREAS, pursuant to said Deed, the conveyance was made conditioned upon the use of said land for railroad purposes; and if said land was no longer used for railroad purposes, same would revert to the City of Newark; and

WHEREAS, said property is not needed for public purposes; and

WHEREAS, pursuant to N.J.S.A. 40:60-51-2 any municipality is authorized and empowered ...to ... release... any reverter, in a conveyance of land, imposed by said municipality, prior to January 1, 1979, but only after public hearing held before such governing body; and

WHEREAS, El Properties, Inc., a corporation of the State of Ohio and a subsidiary of Erie Lackawanna, Inc. a successor in interest to Caldwell Railway Company, desires to purchase the City's reversionary interest in said property; and

WHEREAS, the aforementioned appraisal of Martin S. Tieger, sets the present market value of said property at \$29,200.00.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, THAT:

1. The City of Newark releases for \$29,200.00, by Quitclaim Deed, it's reversionary interest, to El Properties, Inc., in all that certain tract of land in the Municipality of Verona County of Essex and State of New Jersey, commonly known on the official Tax Map and Tax Duplicate (Year 1987) of said municipality as Block 505, part of Lot 1, more particularly described in Schedule A (attached hereto).

2. The form and content of said Quitclaim Deed to be approved by the City's Corporation Counsel after which the deed is to be executed on behalf of the City of Newark by the Director of the Department of Development attested to and sealed by its City Clerk and delivered upon the payment of \$29,200.00, together with the costs of publishing this Ordinance.

3. This Ordinance shall be advertised by the City Clerk in the Star Ledger, a newspaper published in the City of Newark, each week for two (2) weeks preceeding the public meeting of the City Council at which action of this matter is to be taken.

4. This Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

July 8, 1987

6-Ph, S & F-d.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of Colden Street, as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the southerly line of Central Avenue to the northerly line of Bleeker Street.

WHEREAS, the City of Newark owns in fee simple the property known as Colden Street from the southerly line of Central Avenue to the northerly line of Bleeker Street as set forth and depicted in the drawing known as Map No. 1788-V, dated 5 May, 1987 which is attached hereto; and

WHEREAS, New Jersey Institute of Technology is desirous of purchasing said property for its own use; and

WHEREAS, New Jersey Institute of Technology is a publicly supported institution of higher education pursuant to N.J.S.A. 18A:64-1, Et. Seq.; and

WHEREAS, N.J.S.A. 40:12-13 (b) (1) allows a Municipality to privately sell real property not needed for public use to a public entity; and

WHEREAS, the City of Newark is desirous of selling said property to New Jersey Institute of Technology for nominal consideration of one (1) dollar

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Colden Street, as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares extending from the southerly line of Central Avenue to the northerly line of Bleeker Street shall be vacated as a public street or Right-of-Way; however, reserving to the Public Service Electric and Gas Company and to the City of Newark the right of entry and easement for the entire length and total width of Colden Street for the purpose of relaying, rebuilding, reconstructing or maintaining their appurtenances thereto, now laid or to be laid within the above described easement reservation area for said street to be vacated. The erection, construction or placing of any building, vault or structure which will interfere with the laying, relaying, rebuilding, reconstruction or maintenance of existing or additional electric, gas and sewer utilities and their appurtenances are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map, known and designated as Map No. 1788-V, dated 5 May, 1987, is on file in the office of the Director, Department of Engineering.

Section 2. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 3. That this Ordinance shall take effect upon adoption and publication in accordance with law.

July 8, 1987

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Rice.

President Martinez: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of Bleeker Street, as laid out 55 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the westerly line of Colden Street to the westerly line of Summit Street.

WHEREAS, the City of Newark owns in fee simple the property known as Bleeker Street from the westerly line of Colden Street to the westerly line of Summit Street as set forth and depicted in the drawing known as Map No. 1789-V, dated 5 May, 1987 which is attached hereto; and

WHEREAS, New Jersey Institute of Technology is desirous of purchasing said property for its own use; and

WHEREAS, New Jersey Institute of Technology is a publicly supported institution of higher education pursuant to N.J.S.A. 18A:64-1 Et Seq; and

WHEREAS, N.J.S.A. 40:12-13(b) (1) allows a municipality to privately sell real property not needed for public use to a public entity; and

WHEREAS, the City of Newark is desirous of selling said property to New Jersey Institute of Technology for nominal consideration of one (1) dollar.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Bleeker Street, as laid out 55 feet on the Map of the Commissioners to lay out streets, avenues, and squares extending from the westerly line of Colden Street to the westerly line of Summit Street shall be vacated as a public street or Right-of-Way; however, reserving to the Public Service Electric and Gas Company and to the City of Newark the right of entry and easement for the entire length and total width of Bleeker Street for the purpose of relaying, rebuilding, reconstructing or maintaining their respective electric, gas, and sewer utilities and appurtenances thereto, now laid or to be laid within the above described easement reservation area for said street to be vacated. The erection, construction or placing of any building, vault or structure which will interfere with the laying, relaying, rebuilding, reconstruction or maintenance of existing or additional electric, gas and sewer utilities and their appurtenances are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map, known and designated as Map No. 1789-V, dated 5 May, 1987, is on file in the office of the Director, Department of Engineering.

Section 2. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 3. That this Ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-7, Stopping or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-7, Stopping and Standing Prohibited in certain areas at certain times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

23:5-7 (f),

and by adding thereto:

23:5-7 Parking or standing prohibited in certain areas at certain times.

No person shall park or stand a vehicle:

(f) On the listed streets at the listed times that are contained in Attachment II; said document designated as Attachment II is hereby made a part of this Ordinance and shall be on file at the office of the City Clerk, except that the following streets shall be swept on the days and hours noted below:

July 8, 1987

<u>Street Location</u>	<u>Street Sweeping Schedule</u>	
	<u>Day</u>	<u>Hours</u>
Bergen Street-Eastside-From South Orange Avenue to 13th Avenue	Sunday	7:00 a.m.- 9:00 a.m.
Bergen Street-Eastside-From 13th Avenue to West Market Street	Sunday	7:00 a.m.- 9:00 a.m.
Bergen Street-Westside-From West Market Street to 13th Avenue	Sunday	9:00 a.m.- 11:00 a.m.
12th Avenue-Southside-From Bergen Street to West Market Street	Sunday	11:00 a.m.- 1:00 p.m.
12th Avenue-Northside-From West Market Street to Bergen Street	Sunday	1:00 p.m.- 3:00 p.m.

Section 2. The provisions hereof are in addition to the restrictive provisions of section 23:5-6 applicable to any street within the above areas.

Nothing in this section shall apply to any state highway located within the aforesaid areas which are subject to regulations as established pursuant to Revised statutes 39:4-138.1.

Nothing in this section shall permit the issuance of summonses for violation of 13A:2-3 after the streets located within the aforesaid areas are swept.

Section 3. Any existing Ordinances or parts thereof inconsistent with this Ordinance are hereby repealed.

Section 4. This Ordinance shall take effect upon final passage and publication according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-g.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title of Supervisor, Sewers and to abolish the title of Sewer Foreman in the Department of Engineering). (Title change due to Civil Service reclassification. Represented by AFSCME (Supervisors). Salary range remains the same.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Supervisor, Sewers (5) 1/1/87 \$16,360.35 - \$19,884.64)
6702 (40 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the title, as follows to wit:

POSITION

Sewer Foreman
A137 (40 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon Final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey," (6-S & F-y) adopted November 22, 1966, as amended and supplemented. (To adjust salaries for Superior Identification Officer employees represented by the Newark Superior Officers' Association)

(Increase of 8.5% as a result of binding arbitration. Represented by Superior Officers' Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1, of an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey" (6S&FY) adopted November 22, 1966 as amended and supplemented be further amended as follows to wit:

July 8, 1987

<u>POSITIONS</u>	<u>NO.</u>	<u>EFF. DATE</u>	<u>ANN. MIN. SALARY</u>	<u>MIDDLE STEP</u>	<u>ANN. MAX. SALARY</u>
Chief Identification Officer 1140 (40 Hrs.)	1	1/1/85	34,927.64	36,089.50	37,251.36
Assistant Chief Identification Officer All2 (40 Hrs.)	9	1/1/85	27,939.30	29,103.51	30,267.11

Section 2. That all prior ordinances or parts of prior ordinances which relate to the above positions, titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

Section 3. That this ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title of Senior Engineering, Hydraulic and to abolish the title of Senior Engineer in the Department of Engineering).

(Title change due to Civil Service reclassification. Represented by Essex Council #1, Civil Service Association. Funds provided in Budget.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Senior Engineer, Hydraulic	(2)	1/1/87	\$24,596.02 - \$29,601.29
3318 (35 Hrs.)		1/1/88	25,825.82 - 31,081.35

SECTION 2. The hereinabove position title shall become effective on April 6, 1987.

SECTION 3. Section 1 of the aforementioned ordinance be further amended to abolish the title, as follows to wit:

POSITION

Senior Engineer
3314 (35 Hrs.)

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

5. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Villani, President Martinez.

Absent During Roll Call: Councilmen Rice, Tucker.

President Martinez: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating newspapers to receive notices of public meeting, official advertising and other municipal advertising.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Municipal Council believes that information about all municipal activities and operations should be disseminated as widely as possible, so that all segments of the community are fully informed about the work of municipal government; and

WHEREAS, the Open Public Meetings Act ("Sunshine Law") N.J.S.A. 10:4-6 et seq., requires municipal council, boards and commissions to give adequate notice of meetings to at least two newspapers, one of which shall be the official newspapers; and

WHEREAS, the Optional Municipal Charter Law ("Faulkner Act") N.J.S.A. 40:69A-1 et seq., as amended, authorizes the Municipal Council to provide for the "Designation of official newspaper" (40:69A-36(k)); and

WHEREAS, the State of New Jersey also sets forth in its statutes (N.J.S.A. 35:1-1 et seq.), various requirements and provisions for legal newspapers and official advertising; and

WHEREAS, the City of Newark uses newspaper advertising in some instances to fulfill the requirements of state law; but in other instances only to increase public awareness of employment opportunities, auctions of real and other property, recreational and cultural events, effects of new legislation, etc.;

July 8, 1987

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Council does hereby designate The Star-Ledger of Newark, N.J. and The Daily Journal of Elizabeth, N.J., to receive all meeting notices required under the Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.).

Section 2. The Council does hereby designate The Star-Ledger of Newark, N.J. as the official newspaper of the City of Newark, and the Council hereby directs that all municipal legal advertising which must comply with the provisions of state law (N.J.S.A. 35:1-1 et seq.) be published in The Star-Ledger.

Section 3. The Council also designates the following newspapers to be recipients of other municipal advertising:

The Connection, 616 Penn Avenue, Teaneck, N.J. 07666
 El Coqui, 43 Bloomfield Avenue, Newark, N.J. 07104
 Greater News, 585 Broad Street, Newark, N.J. 07102
 Italian Tribune News, 427 Bloomfield Avenue, Newark, N.J. 07107
 Luso-American, 88 Ferry Street, Newark, N.J. 07105
 N.J. Afro-American, 195 West Market Street, Newark, N.J. 07103
 La Tribuna, 70 Kossuth Street, Newark, N.J. 07105
 Vailsburg Leader, 1291 Stuyvesant Avenue, Union, N.J. 07083

Section 4. The rates to be paid for legal advertising placed pursuant to Section 3 above are set forth in the New Jersey Statute on "Rates for official advertising" (N.J.S.A. 35:2-1). The rates for any other municipal advertising shall be the lower of either (a) the rates in the New Jersey Statutes or (b) the rates set by the publisher.

Section 5. As a condition of receiving advertising from the City of Newark, the publisher or business manager of each newspaper must file each year with the City Clerk, an affidavit setting forth the net paid circulation and the total circulation of such newspapers for the 12-month period ending the previous September 30, and the rates to be charged for legal advertising and for local display advertising. A new affidavit with this information must be filed by January 1 of each year. The City Clerk shall advise the Business Administrator and Corporation Counsel of the newspapers that have submitted this information and shall transmit copies of their affidavits to these officials.

Section 6. All prior ordinances or parts of prior ordinances which are inconsistent herewith are hereby repealed.

Section 7. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Villani, President Martinez.
 Absent During Roll Call: Councilmen Rice, Tucker.

President Martinez: The yeases are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

July 8, 1987

6-Ph, S & F-k.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance of the Municipal Council strongly urging all individuals within the high risk groups to undergo routine AIDS testing and to further provide routine AIDS testing for marriage license applicants.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 14, Health and Sanitation, Miscellaneous, Chapter 2, Communicable Diseases, Article 1, Reportable Diseases; Enumeration; Procedure, paragraph (a) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, is further amended to read in its entirety as follows:

14:2-1. Diseases to be reported; enumeration; "reportable diseases" and "Communicable diseases" defined; special report for "Vincent's Angina."

(a) The following diseases shall be known as "reportable diseases" for the purposes of this chapter and shall be reported in the manner prescribed in this article; with the exception of Acquired Immune Deficiency Syndrome (AIDS).

* * * * *

Acquired Immune Deficiency Syndrome

* * * * *

Section 2. Title 14, Health and Sanitation, Miscellaneous, Chapter 2, Communicable Diseases, Article 2, paragraph (a), Reports by physicians; general provisions; prostitutes, is further amended to read in its entirety as follows:

14:2-2. Reports by physicians; general provisions; prostitutes.

(a) Every physician shall, within 12 hours after his first professional attendance upon any person who is ill or infected with any of the reportable diseases listed in section 14:2-1, of this article, with the exception of Acquired Immune Deficiency Syndrome (AIDS) report such disease to the health officer of the city.

Section 3. Title 14, Health and Sanitation, Miscellaneous, Chapter 2, Communicable Diseases, Article 14, Diagnosis of cases of communicable diseases; duty of patient to cooperate is further amended to read in its entirety as follows:

14:2-14. Diagnosis of cases of communicable disease; duty of patient to cooperate.

(a) The health officer or other duly authorized representative of the division of health or of the state department of health, who has reason to believe that a person is ill or infected with a communicable disease, may order such person to submit to a medical examination and, if necessary, to furnish specimens for examination in a laboratory approved by the state department of health.

(b) The City of Newark strongly urges all individuals of high risk groups to undergo voluntary AIDS testing and does further urge all marriage license applicants to also undergo voluntary AIDS testing. For the purpose of this article, high risk groups shall mean those individuals who have sex with people having AIDS or the symptoms of AIDS; men who have sex with many different male partners; people whose partners are sexually active with many different people; individuals who are drug users and share their needles with others; people whose partners are drug users.

(c) In all cases where a voluntary test for AIDS produces positive test results, it shall be unlawful to discriminate against the individual in any manner because of said results.

(d) In all cases where voluntary tests for AIDS produces positive test results, the individual(s) and family members may be referred to the Department of Health and Human Services for comprehensive counselling.

(e) In all cases where a voluntary test for AIDS produces positive test results for marriage license applicants or any other individuals, the licensed physician or approved laboratory facility conducting said test shall insure the strictest confidentiality of each marriage license applicant or individual. No test results shall be made available to any agency or individual, including the spouse-to-be, without the express written consent of the tested individual.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending and supplementing Title 10, Chapter 11, "Tax Exemptions and Abatements for Commercial and Industrial Improvements and Projects", Section 3(a) Form of Application, of the Revised Ordinances of the City of Newark, 1966, by amending and supplementing the certification of the Developer as to the time of commencement of construction.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section. That Title 10, Chapter 11, Section 3(a), Form of application, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented be and is hereby amended and supplemented to read in its entirety as follows:

3. Application for Abatement:

- a. Form of Application: All applications shall be submitted by the developer in the form as has been placed on file with the City Clerk at the time of the passage of this ordinance. Such application shall include at the minimum the identification of the property by metes and bounds, tax map block and lots and corresponding street address for which the abatement is sought, including a survey or plotting from the tax map, the type of abatement and its requested duration, the purpose for which the project shall be used, a detailed description of the improvements to be made to the property, an estimate of total cost of the project as defined in the applicable law, and an estimated schedule for its completion. In addition, the application shall set forth the representations of the developer as to the assessments on the property both for land and improvements as of the date of the filing of the application, the tax levy on the property for the year in which the applications is filed, and as to the status of all municipal taxes, fees and charges due and payable to the City arising from or imposed on the property. A complete explanation as to the expected methods of financing the project shall also be included.

The applications shall further contain statements of disclosure in the form as attached to the application as to all parties, including parent and subsidiary companies, having any interest in the property and/or the project, as to any other tax abatement agreements then in force and effect in which any of those parties have any interest, and as to any other contracts or agreements with the City in which any of those parties have any interest.

The application shall contain the certification of the developer that construction of the project has not commenced prior to the filing of said application with the municipality. Commencement of construction on the project is not to commence prior to the final approval and execution of an abatement agreement between the City and the developer unless the developer shall receive a resolution from the Municipal Council authorizing said

July 8, 1987

developer to commence construction pending the Municipal Council's determination on said tax abatement application. It is expressly agreed and understood that this authorization does not bind or commit the City of Newark to approving said tax abatement.

The application shall also include the estimate of the developer as to the number and type of jobs to be created by the project during the term of its construction and the number and type of permanent jobs to be created by the project within one year after its completion. The application shall set forth the affirmative action plan of the developer and a certification by the developer that such plan complies with the affirmative action requirements of the City.

The application shall also include the the certification of the developer that the proposed project meets the requirements of the laws of this State for consideration for tax abatement. Where those laws require the property to have been declared blighted by the City and a redevelopment plan to have been adopted by the City as a condition for the consideration of tax abatement, the developer shall further certify that the proposed project complies with the redevelopment plan as adopted.

The application shall also include the proposed financial agreement as prepared by the developer, which shall be presented in such form as required by statute.

Applications shall be submitted in octuplicate with all eight copies executed in the original by the developer. Where the developer is other than an individual person, the signature on the application shall be certified as to its authenticity and authority by the submission of a notorized corporate resolution, bearing the seal of the corporation and the signature of the secretary of the corporation, or similar bona fide evidence.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-m.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary of Mayor).
(10% increase for 1987 and 1988)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That an Ordinance entitled, "An Ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&fc) adopted May 4, 1977, and amendments thereto, be and the same is hereby amended to adjust the salary of Mayor as follows; to wit:

(a) Office of the Mayor

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Mayor	1/1/87	\$70,195.47	\$70,195.47
2498	1/1/88	77,215.01	77,215.01

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. PATRICIA BRADFORD, 7 LAUREL PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the basis on which elected officials received raises. She opined there would be an increase in the municipal budget thereby increasing the tax rate.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani.

Not Voting: President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are seven, the noes are none, one not voting and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

July 8, 1987

/ 6-Ph, S & F-n.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To adjust salaries of President, Municipal Council and Councilman).
(10% increase for 1987 and 1988)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977, as amended and supplemented, be amended to adjust the salaries of President, Municipal Council and Councilman, as follows, to wit:

<u>POSITIONS</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
President, Municipal Council 184901 1	1/1/87 1/1/88	\$36,100.53 39,710.58	\$36,100.53 39,710.58
Councilman 8 183901	1/1/87 1/1/88	32,757.89 36,033.67	32,757.89 36,033.67

Section 2. All prior ordinances or parts of prior ordinances which relate to the above positions, titles, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani.

No: Councilman Payne.

Not Voting: President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are six, the noes are one, one not voting and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting, after Ordinance 6-Ph, S & F-x, Councilman Rice requested to have his vote recorded in the negative.

The motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani.

No: Councilmen Payne, Rice.

Not Voting: President Martinez.

President Martinez: The yeses are six, the noes are two and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor," (6-S & F-e) adopted May 4, 1977, as amended and supplemented. (To delete and create titles and adjust salaries including those per agreement with Essex Council #1, Civil Service Association)

(To delete and create titles and adjust salaries including those per agreement with Essex Council #1, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor," (6-S&F-e) adopted May 4, 1977, as amended and supplemented be amended to create titles and adjust salaries including those titles and salaries per agreement with Essex Council #1, Civil Services Association, as follows to wit:

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Accountant	1/1/87	\$29,699.12	\$34,949.19
0004 (35 Hrs.)	1/1/88	31,184.08	36,496.65
Administrative Clerk	1/1/87	23,325.41	28,050.31
0020 (35 Hrs.)	1/1/88	24,491.68	29,452.82
Assistant Chief Clerk	1/1/87	22,443.85	26,979.63
0354 (35 Hrs.)	1/1/88	23,566.04	28,328.61
Chief Clerk	1/1/87	27,049.64	32,562.21
1037 (35 Hrs.)	1/1/88	28,402.12	34,193.47
Clerk Transcriber/ Word Processing Operator	1/1/87	16,931.30	19,579.22
5646 (35 Hrs.)	1/1/88	17,777.86	20,558.18
Confidential Secretary	1/1/87	32,668.89	32,668.89
1336 (35 Hrs.)	1/1/88	34,302.33	34,302.33
Executive Assistant	1/1/87	30,417.00	36,116.00
4586 (35 Hrs.)	1/1/88	31,937.85	37,921.80
Fiscal Officer	1/1/87	45,219.06	52,719.06
1857 (37½ Hrs.)	1/1/88	47,480.01	55,355.01
Office Appliance Operator (Printer)	1/1/87	16,931.30	19,579.22
4898 (35 Hrs.)	1/1/88	17,777.80	20,558.18
Records Manager	1/1/87	\$31,458.58	\$37,912.31
6382 (37½ Hrs.)	1/1/88	33,031.50	39,807.92
Records Retrieval Operator/Typing	1/1/87	16,931.30	19,579.22
5621 (35 Hrs.)	1/1/88	17,777.86	20,558.18
Research Aide	1/1/87	18,579.82	22,276.41
3068 (35 Hrs.)	1/1/88	19,508.81	23,390.23
Research Assistant	1/1/87	18,579.82	22,276.41
3069 (35 Hrs.)	1/1/88	19,508.81	23,390.23
Research Supervisor	1/1/87	23,325.41	28,050.31
3072 (35 Hrs.)	1/1/88	24,491.68	29,452.82

July 8, 1987

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Senior Clerk Transcriber/Word Processing Operator 6198 (35 Hrs.)	1/1/87 1/1/88	19,579.22 20,558.18	23,496.13 24,670.93
Senior Index Clerk/ Typing 3376 (35 Hrs.)	1/1/87 1/1/88	19,579.22 20,558.18	23,496.13 24,670.93
Senior Office Appliance Operator 3485 (35 Hrs.)	1/1/87 1/1/88	19,579.22 20,558.18	23,496.13 24,670.93
Senior Records Retrieval Operator 3556 (35 Hrs.)	1/1/87 1/1/88	19,579.22 20,558.18	23,496.13 24,670.93
Supervisor of Records 4061 (35 Hrs.)	1/1/87 1/1/88	23,325.41 24,491.68	28,050.31 29,452.82

Section 2. No person shall be appointed to these positions until after the effective date of this ordinance. Where reference is made to an effective date of January 1, 1987, such reference is solely for purpose of setting the annual salary for the year 1987 and is not to be construed as the effective date of the new title.

Section 3. Persons employed in these titles (Section 1 of this ordinance) shall be subject to the responsibility for the completion of assigned duties and shall be entitled to overtime compensation. All previously ordained titles represented by the Essex Council #1, Civil Service Association in the Office of the City Clerk shall be entitled to overtime compensation as per contractual agreement.

Section 4. That section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor," (6-S&F-e) adopted May 4, 1977, as amended and supplemented be also further amended to delete position titles and salary ranges, as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant Fiscal Analyst A170	\$29,011.63	\$35,392.04
Communications Specialist A037	40,696.94	40,696.94
Program Monitoring and Evaluation Specialist, City Clerk A039	40,696.94	40,696.94

Section 5. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefor which are inconsistent herewith are hereby repealed.

Section 6. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

6-Ph, S & F-p.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title of Student Assistant in the Office of the Mayor).

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour. No standard hours of work. Not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(a) of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, as amended and supplemented be amended to create the title, as follows, to wit:

(a) Office of the Mayor and Agencies

POSITION

Student Assistant	\$5.00 per hour
(Unscheduled Hours)	
3807	

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight; the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

The Deputy City Clerk was directed to communicate with Business Administrator Monteilh requesting the number of students to be hired with respect to Ordinances 6-Ph, S & F-p through 6-Ph, S & F-ba on this agenda.

July 8, 1987

/6-Ph, S & F-q.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title and Salary Range of Student Assistant in the Municipal Courts).

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour. No standard hours of work. Not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(c) of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, as amended and supplemented be amended to create the title and salary range as follows, to wit:

(c) Municipal Courts

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Student Assistant (Unscheduled Hours) 3807	\$ 5.00 per hour	\$ 5.00 per hour

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, annual minimum or annual maximum salary which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-r.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 as amended and supplemented (To create the title of Student Assistant in the Department of Administration).

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour. No standard hours of work. Not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(g) of an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 as amended and supplemented be amended to create the title, as follows, to wit:

(g) Department of Administration

POSITION

Student Assistant	\$5.00 per hour
(Unscheduled Hours)	
3807	

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-s.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6-S & F-g) adopted May 4, 1977 as amended and supplemented (To create the title of Student Assistant in the Department of Law).

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour. No standard hours of work. Not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

July 8, 1987

SECTION 1. Section 1 of an ordinance entitled, "an ordinance creating positions in the Department of Law and establishing salaries therefor," (6S&Fg) adopted May 4, 1977 as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Student Assistant \$5.00 per hour
(Unscheduled Hours)
3807

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-t.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create the title of Student Assistant in the Department of Finance).

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour. No standard hours of work. Not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977, as amended and supplemented be amended to create the titles, as follows, to wit:

POSITION

Student Assistant \$5.00 per hour
3807 (Unscheduled Hours)

SECTION 2. Section 2 of an ordinance entitled "An ordinance creating positions in the Department of Finance and establishing salaries therefor" (6S&Fh), adopted May 4, 1977, as amended and supplemented be amended to create the title, as follows to wit:

July 8, 1987

POSITION

Student Assistant \$5.00 per hour
3807 (Unscheduled Hours)

33

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/6-Ph, S & F-u.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To create the title of Student Assistant in the Department of General Services).

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour. No standard hours of work. Not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1. of an "Ordinance creating positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Student Assistant \$5.00 per hour
(Unscheduled Hours)
3807

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

July 8, 1987

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-v.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Student Assistant in the Department of Police).

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour. No standard hours of work. Not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6S&Fk) adopted May 4, 1977, as amended and supplemented be supplemented to create the title, as follows, to wit:

POSITION

Student Assistant	\$5.00 per hour
(Unscheduled Hours)	
3807	

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

July 8, 1987

✓ 6-Ph, S & F-w.

41

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create the title of Student Assistant in the Department of Fire).

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour. No standard hours of work. Not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6S&FL) adopted May 4, 1977 as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Student Assistant \$5.00 per hour
(Unscheduled Hours)
3807

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-x.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended and supplemented (To create the title of Student Assistant in the Department of Engineering).

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour. No standard hours of work. Not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

July 8, 1987

SECTION 1. Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented, be amended to create the title, as follows, to wit:

POSITION

Student Assistant \$5.00 per hour
(Unscheduled Hours)
3807

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-y.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Student Assistant in the Department of Health and Human Services).

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour. No standard hours of work. Not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1. of an ordinance creating positions in the Department of Health and Human Services", (6S&FX) adopted July 16, 1986, as amended and supplemented be amended and supplemented to create the title, as follows, to wit:

POSITION

Student Assistant \$5.00 per hour
(Unscheduled Hours)
3807

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-z.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986 as amended (To create the title of Student Assistant in the Department of Land Use Control).

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour. No standard hours of work. Not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control," (6S&Fba) adopted July 16, 1986, as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Student Assistant	\$5.00 per hour
(Unscheduled Hours)	
3807	

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

44
July 8, 1987

6-Ph, S & F-ba.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Student Assistant in the Department of Development).

(Creation of part-time summer positions for Summer Intern at \$5.00 per hour. No standard hours of work. Not represented by any bargaining unit.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1. of an ordinance entitled "An ordinance creating positions in the Department of Development" (6S&Fz) adopted July 16, 1986 as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Student Assistant	\$5.00 per hour
(Unscheduled Hours)	
3807	

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-bb.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Redevelopment and Feasibility of Relocation for City Tax Block 2707, Lots 1, 2, 6, 7, 9-17, 19, 21, 23-28, City Tax Block 2712, Lots 1-10, 12, 14, 15, 17, 18, 20 and 21, City Tax Blocks 2706, 2705, 2714 and 2713 in their entirety.

(Bounded by Hunterdon Street, Hawthorne Avenue, Jelliff Avenue and West Bigelow Street)

WHEREAS, the Municipal Council, City of Newark, New Jersey, by Resolution 7Rq adopted on June 3, 1987 did determine that City Tax Block 2707, Lots 1, 2, 6, 7, 9-17, 19, 21, 23-28; City Tax Block 2712, Lots 1-10, 12, 14, 15, 17, 18, 20 and 21, City Tax Blocks 2706, 2705, 2714, and 2713 in their entirety, (hereinafter called the "Area") is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.), as amended and supplemented; and

July 8, 1987

45

WHEREAS, the Central Planning Board, City of Newark, New Jersey, has considered and did approve a Redevelopment Plan for the Area on April 20, 1987, a copy of which is annexed hereto (the "Redevelopment Plan"); and

WHEREAS, the Redevelopment Plan complies with the requirements of all applicable state and Federal statutes and regulations promulgated thereunder; and

WHEREAS, the said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

SECTION 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

SECTION 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provision of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

SECTION 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

SECTION 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body and, accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

SECTION 5. That development activity pursuant to the Redevelopment Plan shall only be related to City Tax Block 2707, Lots 1, 2, 6, 7, 9-17, 19, 21, 23-28; City Tax Block 2712, Lots 1-10, 12, 14, 15, 17, 18, 20 and 21, City Tax Blocks 2706, 2705, 2714 and 2713 in their entirety, and any analysis of surrounding areas contained in the Redevelopment plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

SECTION 6. That the Redevelopment Plan for the Area, having been duly reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

SECTION 7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage:

/ 6-S & F-bc.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:5-7, Parking or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Establishing a revised alternate side of the street parking schedule for various streets in the City of Newark for street sweeping)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Carrino declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

/ 6-HC-a.

MS. ZAKIYAH ZAI'MED, 3 IRVINE TURNER BOULEVARD, NEWARK NEW JERSEY, addressed the Municipal Council and thanked them for their speedy response to the situation existing at the New Ark School and also for requesting the Newark Housing Authority to assist the New Ark School in purchasing the building they presently occupied, so they can endeavor to continue the legacy of education and employment in the community. Ms. Zai'Med expressed her gratitude for the Council's insite and forethought in understanding the importance of New Ark owning this viable property.

/ 6-HC-b.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to properties being sold in the University Heights and also spoke on the increased amount of houses being demolished.

/ 6-HC-c.

MS. KEA TAWANA, 242 CAMDEN STREET, NEWARK, NEW JERSEY addressed the Municipal Council with respect to Ordinance 9-d on this agenda. She stated the appraisal values were low and sometimes even ludicrous.

/ 6-HC-d.

MR. HARVEY GLOVER, 24 HARTFORD STREET, NEWARK, NEW JERSEY addressed the Municipal Council with respect to having abandoned cars towed.

President Martinez directed the Deputy City Clerk to send a verbatim transcript of Mr. Glover's remarks to Mayor James and Police Director Greenleaf for their attention and necessary action.

/ 6-HC-e.

MS. BERTA MOTT, 172 WEST MARKET STREET, NEWARK, NEW JERSEY.

/ 6-HC-f.

MS. BARBARA MOTLEY, 195 WEST MARKET STREET, NEWARK, NEW JERSEY.

The above citizens addressed the Municipal Council with respect to crime and other problems in the area of New Hope Village.

President Martinez directed the Deputy City Clerk to forward verbatim transcripts of Ms. Mott's and Ms. Motley's remarks to Mayor James and Police Director Greenleaf for their attention and necessary action; further directing the Deputy City Clerk to communicate with Engineering Director Zach requesting him to check into the complaint of these citizens of an accumulation of abandoned cars with numerous summonses which have not been towed from the area of New Hope Village.

A motion to permit Ms. Patricia Bradford to be heard under 'Hearings of Citizens' was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Rice.

6-HC-g.

MS. PATRICIA BRADFORD, 7 LAUREL PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to a city-wide census of school children. She noted that the Board of Education has promised to do this census but it has not been done to this time.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

Resolution unalterably opposing construction of any transfer stations in the City of Newark; further, requesting Essex County Board of Chosen Freeholders to reconsider and rescind its vote for siting approval ordinance; further; directing Mayor, Corporation Counsel and Director of Engineering to take any and all steps necessary to prevent construction of same; further, directing Mayor, Corporation Counsel and Director of Engineering to initiate whatever steps to revoke, if necessary, the host municipality agreement between City of Newark, Essex County, and Port Authority of New York/New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-a-1.

Resolution opposing construction of any transfer stations at 100 Avenue A and 442 Frelinghuysen Avenue; further, requesting Essex County Board of Chosen Freeholders to reconsider and rescind its vote for the siting approval ordinance; further; authorizing Mayor, Corporation Counsel and Director of Engineering to take any and all steps necessary to prevent construction of same; further, authorizing Mayor, Corporation Counsel and Director of Engineering to initiate whatever steps to revoke, if necessary, the host municipality agreement between City of Newark, Essex County, and Port Authority of New York/New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-b.

Resolution authorizing Director of Engineering to execute final Change Order as needed, in amount not to exceed additional \$38,280. to fulfill goals of Contract 86-25R to Scafar Contracting, Inc., 7-R-cb, November 5, 1986; necessary to utilize additional 3/4" Broken Stone Bedding in amount of 600 C.Y., and more sheeting than anticipated was left in place, totaling 1940 S.F., thereby exceeding the quantities estimated in Contract; funds provided in 1987 Budget of Engineering.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-c.

Resolution amending Resolution 7-R-w, March 18, 1987, contract with Ben Thompson Associates, 103 Oraton Street, Newark, for design services for construction of a new firehouse, for sum of \$105,000.; by changing location of new firehouse to be constructed from the corner of Central Avenue and South 12th Street to the Northwest corner of South Orange Avenue and South Ninth Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-d.

Resolution ratifying contract for period July 1, 1986 to July 8, 1987; further, authorizing Director of Finance to enter into and execute contract with Goldman, Beale Associates of Princeton, New Jersey, for purpose of providing financial advice and assistance in the sale of bonds and/or notes for the City; \$20,000. will be paid from proceeds of sale of bonds; cost of said services shall be paid from Capital Projects as bond cost; for period July 9, 1987 to July 31, 1987. (Contract awarded without competitive bidding as an Extraordinary Unspecifiable Services pursuant to N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-e.

Resolution appointing Councilwoman Marie L. Villani as a Member of the Joint Meeting Maintenance, beginning July 1, 1988 and ending June 30, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-f.

Resolution appointing Councilman George Branch as a Member of the Second River Joint Meeting, beginning July 1, 1987 and ending June 30, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-g.

Resolution appointing Councilman Donald Tucker a Member of the Central Planning Board, beginning July 1, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

7-R-h.

Resolution voiding sale of City-owned property, 28 Grant Street, Block 29, Lot 35, pursuant to Resolution 7-R-bs (A.S.), December 8, 1986; Anthony Russo failed to close title within forty-five days after adoption of said resolution, thereby forfeiting his deposit (\$3,600.) to the City of Newark. (Executive Order No. PM860063, October 2, 1986)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-i.

Resolution voiding sale of City-owned property, 30 Grant Street, Block 29, Lot 34, pursuant to Resolution 7-R-bs (A.S.), December 8, 1986; Anthony Russo failed to close title within forty-five days after adoption of said resolution, thereby forfeiting his deposit (\$3,600.) to the City of Newark. (Executive Order No. PM860063, October 2, 1986)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-j.

Resolution accepting bid of Robert Tresente, highest responsible bidder, for leasing of city-owned property located at 98-102 Orange Street, Block 45, Lots 3,4,5, for period July 1, 1987 to June 20, 1991, pursuant to N.J.S.A. 40A:12-14 (A) (Minimum annual bid-\$16,300.-8,419.17 sq. ft. at \$1.94 per sq. ft.) pursuant to Executive Order No. PM870040.

(Parking Lot)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-k.

Resolution designating an Investigating Committee of the Newark Municipal Council to investigate and examine any and all officials, officers and employees of the City of Newark, in relation to the discharge of his or their official duties or conduct, as the case may be in connection with the operation and practices of the Newark Municipal Courts, Violations Bureau, regarding the backlog of unpaid parking tickets and appointing a committee to carry out said investigation, further said committee shall have the power to issue subpoenas pursuant to N.J.S.A. 40:48-25 and 2A-67-A-1, et seq.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-l.

Resolution attesting that the Governing Body of the City of Newark has complied with promulgation of New Jersey Local Finance Board with respect to review of annual audit of the City of Newark, for the year 1985.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

7-R-m.

Resolution ratifying contract for period June 1, 1987 to July 8, 1987; further authorizing Director of Health and Human Services to execute contract with Janice C. Gaynor, R.N., for provision of medical services to homeless individuals and families, for period June 9, 1987 to May 31, 1988; maximum amount to be paid by Robert Wood Johnson Foundation is \$8,924.40; no monetary compensation to be paid by City of Newark. (Contract awarded without competitive bidding as a Professional Service under provisions of Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

July 8, 1987

7-R-n.

Resolution ratifying contract for period June 1, 1987 to July 8, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with Francine L. Stewart, R.N., for provision of medical services to homeless individuals and families, for period July 9, 1987 to May 31, 1988; maximum amount to be paid by Robert Wood Johnson Foundation is \$11,899.20; no monetary compensation to be paid by City of Newark. (Contract awarded without competitive bidding as a Professional Service pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

7-R-o.

Resolution ratifying contract for period June 1, 1987 to July 8, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with Priscilla Harris-Jordan, R.N., for provision of medical services to homeless individuals and families, for period July 9, 1987 to May 31, 1988; maximum amount to be paid by Robert Wood Johnson Foundation is \$11,958.40; no monetary compensation to be paid by City of Newark. (Contract awarded without competitive bidding as a Professional Service pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

7-R-p.

Resolution ratifying contract for period June 1, 1987 to July 8, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with Michalene Bowman, R.N., for provision of medical services to homeless individuals and families, for period July 9, 1987 to May 31, 1988; maximum amount to be paid by Robert Wood Johnson Foundation is \$9,013.20; no monetary compensation to be paid by City of Newark. (Contract awarded without competitive bidding as a Professional Service pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

7-R-q.

Resolution ratifying contract for period June 1, 1987 to July 8, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with Charlotte A. Blocker, R.N., for provision of medical services to homeless individuals and families, for period July 9, 1987 to May 31, 1988; maximum amount to be paid by Robert Wood Johnson Foundation is \$8,939.20; no monetary compensation to be paid by City of Newark. (Contract awarded without competitive bidding as a Professional Service pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

7-R-r.

Resolution ratifying contract for period June 1, 1987 to July 8, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with Rameshchan M. Kania, M.D., for provision of medical services to homeless individual and families, for period July 9, 1987 to May 31, 1988; maximum amount to be paid by Robert Wood Johnson Foundation is \$23,403.72; no monetary compensation to be paid by City of Newark. (Contract awarded without competitive bidding as a Professional Service pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

7-R-s.

Resolution ratifying contract for period June 1, 1987 to July 8, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with Edward Blot, M.D., for provision of medical services to homeless individuals and families, for period July 9, 1987 to May 31, 1988; maximum amount to be paid by Robert Wood Johnson Foundation is \$23,287.86; no monetary compensation to be paid by City of Newark. (Contract awarded without competitive bidding as a Professional Service pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

7-R-t.

Resolution ratifying contract for period June 1, 1987 to July 8, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with Victor M. Marrero, M.D., for provision of medical services to homeless individuals and families, for period July 9, 1987 to May 31, 1988; maximum amount to be paid by Robert Wood Johnson Foundation is \$23,519.58; no monetary compensation to be paid by City of Newark. (Contract awarded without competitive bidding as a Professional Service pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

7-R-u.

Resolution ratifying contract for period June 1, 1987 to July 8, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with Alvin Bell, M.D., for provision of medical services to homeless individuals and families, for period July 9, 1987 to May 31, 1988; maximum amount to be paid by Robert Wood Johnson Foundation is \$23,326.48; no monetary compensation to be paid by City of Newark. (Contract awarded without competitive bidding as a Professional Service pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

July 8, 1987

7-R-v.

Resolution ratifying contract for period June 1, 1987 to July 8, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with Milton E. Hahn, M.D., for provision of medical services to homeless individuals and families, for period July 9, 1987 to May 31, 1988; maximum amount to be paid by Robert Wood Johnson Foundation is \$23,287.86; no monetary compensation to be paid by City of Newark. (Contract awarded without competitive bidding as a Professional Service pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

7-R-w.

Resolution ratifying contract for period July 1, 1987 to July 8, 1987; further authorizing Director of Development to enter into and execute contract with Roseville Coalition Inc., a New Jersey non-profit corporation, for period July 9, 1987 through September 30, 1987, in amount of \$28,000., for purpose of completing program of continuing home repair and rehabilitation project with training component for benefit of low and moderate income neighborhood residents of West Ward; no additional funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Branch and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

7-R-x.

Resolution ratifying contract for period June 16, 1987 to July 8, 1987; further authorizing Director of Development to enter into and execute contract with Coalition Six Inc., a New Jersey non-profit corporation, for period July 9, 1987 through September 15, 1987, in amount of \$28,000., for purpose of completing program of continuing Housing Rehabilitation Demonstration Program for low and moderate income families in accordance with Title I eligible activities; no additional funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the Deputy City Clerk to request from Development Director Lucas an updated status report on the performance under this contract was made by Councilman Branch, seconded by Councilman Rice and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

7-R-y.

Resolution ratifying contract for period June 1, 1987 to July 8, 1987; further authorizing Director of Engineering to execute contract with Dresdner Associates, Inc., 43 Montgomery Street, Jersey City, New Jersey 07302, for professional services for purpose of site plan and variance review of new and/or expanded industrial activities, for period July 9, 1987 to May 31, 1988, at fee not to exceed \$20,000. (Contract awarded without competitive bidding as a Professional Service pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Martinez.

- 7-R-z. Resolution amending Resolution 7-R-bo April 1, 1987, contract with Essex County Department of Citizens Services, Division on Aging, to continue implementing the Nutrition Project for the Elderly, for period April 2, 1987 to June 30, 1987, total estimated budget-\$331,002., by extending contract period to December 31, 1987 and to include a revised detailed estimated budget in amount of \$663,212.; (Essex County Division on Aging-\$144,156., USDA Reimbursement (estimated)-\$212,850., 1986 carry-over (estimated)-\$53,000., Project Income (estimated)-\$95,714., In-Kind Contributions-\$157,492.); all other terms and conditions are in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-ba. Resolution amending current life/health benefits carriers, to upgrade City's current life/health benefits to provide additional and extended benefits to employees and certain retirees, and qualified dependents, represented by Policemen's Benevolent Association, Local No. 3, granted in three stages: January 1, 1987, July 1, 1987 and January 1, 1988: cost shall not exceed \$3,500. at currently established prices and funds are provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-ob. Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Nutrition Project for the Elderly, \$54,380.87; funds available from Essex County Department of Citizen Services, Division on Aging.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bc. Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Nutrition Project for the Elderly, \$31,772.72; funds available from Essex County Department of Citizen Services, Division on Aging.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bd. Resolution designating reserved parking area for handicapped motorists on Sixth Avenue, south side, beginning 154 feet east of the easterly curbline of North 9th Street and extending 25 feet easterly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-be.** Resolution designating reserved parking area for handicapped motorists on Fifth Street, west side, beginning 253 feet south of the southerly curbline of Davenport Avenue and extending 18 feet easterly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bf.** Resolution designating reserved parking area for handicapped motorists on Halvern Street, north side, beginning 412 feet east of the easterly curbline of Jefferson Street and extending 23 feet easterly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bg.** Resolution authorizing Director of Finance to issue check for overpayment of Newark Payroll Taxes to Haynes Security, 27 Haynes Avenue, Newark, New Jersey, in the sum of \$6,375., for second and third quarters of 1985 (erroneous reports); said overpayment shall be paid from Budget Operations.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bh.** Resolution requesting the Governor of the State of New Jersey, Representatives in the Senate and the Assembly to take steps that may be required to defeat Senate Bill 1719, which would require a lowering of both Manaque Reservoir and Monkville Reservoir by five percent in order to minimize flooding in the area, from becoming Law in the State of New Jersey thereby assuring a continued flow of potable water to this and other municipalities in the North Jersey District.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bi.** Resolution amending Resolution 7-R-1, January 21, 1987, establishing petty cash funds for various City Departments for year 1987 by deleting therefrom Office of the Mayor, Pamela Goldstein, \$300. and adding Department of Land Use, Edwin McLucas, \$200.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bj.

Resolution authorizing foreclosure of properties by Summary Proceedings, In-Rem, as provided in In-Rem Tax Foreclosure Act (1948), R.S. 54:5-104.29, et seq., eligible tax sale certificates.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bk.

Resolution authorizing Director of Finance to issue and deliver check in sum of \$907.20 payable to Morris & Frances Hughes, Inc., and their attorney, Richard L. Gruber, One Gateway Center, Suite 2007, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; refund of renewal of alcoholic beverage license for 1985-1986 which was denied renewal by State Division of Alcoholic Beverage Control and City of Newark Board of Alcoholic Beverage Control.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bl.

Resolution authorizing Director of Finance to issue check in amount of \$20,000. payable to Eli and Mark Lisnyansky, deposit paid on City-owned property located at 297-301 Mt. Prospect Avenue, Block 559, Lots 54 and 55; City unable to convey marketable title.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bm.

Resolution voiding sale of City-owned properties listed on Exhibit A, B, C, D, and E; pursuant to Resolution 7-R-be (A.S.), adopted January 7, 1987; persons failed to close title within forty-five (45) days after adoption of said resolution, thereby forfeiting their deposit to the City of Newark. (Executive Order No. PM860070 November 26, 1986)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bn.

Resolution accepting bid of ERNEST CORRAO, highest bid received, for leasing of premises known as 45 New City Road, West Milford Township, New Jersey, for \$8,580. annually plus responsibility for maintenance and insurance, for a term of three years with an option for an additional three years with a 15% increase in the annual rent and authorizing the Newark Watershed Conservation and Development Corporation to administer the lease and collect all payments; pursuant to Executive Order PM 870037.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

July 8, 1987

7-R-bo.

Resolution supporting efforts to obtain loans from Local Development Financing Fund to assist in financing of the following projects: Cohen's Frozen Foods, construction of a 9,000 sq. ft. building addition at 26-28 Dayton Street to increase production of puff pastry Hors D'Oeuvres-TPC-\$500,000. LDFF Award-\$80,000., New Jobs-100; Josloff Industries, construction of a 2 story 28,000 sq. ft. building at 183 Meeker Avenue to enable company to expand its warehouse space, etc.-TPC-\$600,000. LDFF Award-\$100,000., New Jobs-10; Hopp Press, Inc., purchase and renovation of 80,000 sq. ft. building at the NJEDA Airport Industrial Center on Frelinghuysen Avenue to accommodate a manufacturer of plastic credit cards, vending machine labels, counter displays, luggage tags, TPC-\$4,000,000., LDFF Award-\$100,000., New Jobs-120; West Height Development Corp., construction of 8 residential units over an 8,000 sq.ft. retail strip mall at 381-395 South Orange Avenue, project will house 7 stores and one restaurant, TPC-\$1,000,000., LDFF Award-\$240,000., New Jobs-30.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Monteilh, Director of Development Lucas, Mr. Stewart Fried, Newark Economic Development Corporation and Developers met with Council July 7, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bp.

Resolution authorizing Director of Finance to issue check in sum of \$280.90 payable to Lincoln Park Towers, upon receipt of General Release executed by Lincoln Park Towers in favor of City of Newark and any other documents deemed necessary by Corporation Counsel; for damages to fence owned by Lincoln Park Towers which was struck by vehicle owned by City of Newark and operated by City of Newark employee.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bq.

Resolution authorizing Director of Finance to issue check in sum of \$750. payable to Jose Chaer and his attorney, Robert H. Goodwin, 96 Paterson Street, New Brunswick, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel, for injuries allegedly sustained as result of negligence of City of Newark; instituted suit in Superior Court of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-br.

Resolution authorizing Director of Finance to issue check in sum of \$200. payable to Nicholas D'Angelo, 120 Holly Cedar Glen Road, Toms River, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel, for property damage to his automobile as result of motor vehicle accident involving truck owned by City of Newark and operated by City employee; filed Notice of Claim with City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

July 8, 1987

7-R-bs.

Resolution authorizing Director of Finance to issue check in sum of \$12,000. payable to Jose Rexach and his attorneys, Slavitt, Fish & Cowen, 17 Academy Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel, seeking compensatory damages together with interest and costs of suit for injuries allegedly sustained as result of negligence of City of Newark; Jose Rexach, an infant by his guardian ad litem, Ana Maria Rexach and Ana Maria Rexach, individually instituted suit in Superior Court of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council July 7, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bt.

Resolution authorizing Director of Finance to issue checks in sum of \$8,075. payable to Cesar Garay, an infant by his natural parent and G/A/L Julio Garay and his attorneys, Bosco & Bisignano, 1180 Raymond Boulevard, Newark, New Jersey; \$4,037.50 payable to Eneida Garay and her attorney, Larry Chamish, 1180 Raymond Boulevard, Newark, New Jersey; \$722.50 payable to Julio Garay and his attorneys, Bosco and Bisignano, 1180 Raymond Boulevard, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Essex County, seeking to be awarded compensatory damages together with interest and costs of suit, as result of motor vehicle accident involving an automobile owned by City of Newark and operated by City employee.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council July 7, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bu.

Resolution authorizing Director of Finance to issue check in sum of \$5,000. payable to Paul Hattersley and his attorneys, Linares & Coviello, 307 Montgomery Street, Bloomfield, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Essex County, seeking to be awarded compensatory damages together with interest and costs of suit, as result of motor vehicle accident involving automobile owned by City of Newark and operated by City employee.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bv.

Resolution accepting bid of ISMAEL RODRIQUEZ, highest responsible bidder, for leasing of City-owned property known as 259 Broad Street, Block 442, Lot 21, for \$510. annually; pursuant to Executive Order PM 870038, May 22, 1987.

(Used Car Dealership)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bw.

Resolution authorizing change in method of computing general non-contributory pensions in compliance with Chapter 122, P.L. 1986.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bx.

Resolution declaring an emergency exists to Ordinances 6-Ph, S & F-p, 6-Ph, S & F-q, 6-Ph, S & F-r, 6-Ph, S & F-s, 6-Ph, S & F-t, 6-Ph, S & F-u, 6-Ph, S & F-v, 6-Ph, S & F-w, 6-Ph, S & F-x, 6-Ph, S & F-y, 6-Ph, S & F-z, 6-Ph, S & F-ba, (Creating position titles of "Student Assistant" in various departments) being finally adopted July 8, 1987 and the ordinances become effective immediately upon final passage, approval by the Mayor and publication, in accordance with N.J.S.A. 40:69A-181(b).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-by.

Resolution recognizing and commending Mr. Miles Berger, President of Berger Hotels Corporation for his contributions in the fight against drug abuse.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-bz.

Resolution recognizing and commending the Alpha Beta Phi Fraternity on the occasion of its 25th Anniversary celebrated on June 27, 1987 at the Quality Inn Hotel.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-ca.

Resolution approving Tax Abatement Application and Financial Agreement for Wilson Towers Urban Renewal Company, a Limited Partnership, for proposed construction of residential and commercial condominiums consisting of two floors of commercial condominium space totalling 28,000 square feet; building will also contain 48 residential condominium units (16 one-bedroom and 32 bed-room units), on premises 41-51 Wilson Avenue, Block 2030, Lot 30, for a period of thirty (30) years from the date of issuance of a Certificate of Occupancy on each such unit, but as to each Commercial Condominium Unit a period of not more than twenty (20) years from the date of execution of Financial Agreement or earlier, at the end of fifteen (15) years of operation of each such commercial unit, and only so long as both the residential and commercial units of said project are subject to, and comply with said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-cb.
(A.S.)

Resolution approving Constable Bond in amount of \$1,000. Issued to George L. Wade, as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-cc.
(A.S.)

Resolution approving Constable Bond in the amount of \$1,000. Issued to Charles Edward Newman, as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cd.
(A.S.)

Resolution approving Constable Bond in the amount of \$1,000. issued to Otis L. Waller, as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ce.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Nutrition Project for the Elderly, \$72,682.; item available from Essex County Department of Citizen Services, Division on Aging.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cf.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Summer Food Service Program for Children/SuNuP, \$602,015.77; item available from New Jersey State Department of Education.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cg.
(A.S.)

Resolution authorizing Director of Engineering to apply and accept from Commissioner of Transportation of State of New Jersey, Bureau of Local Aid under 1984 Transportation Trust Fund Authority Act, sum of \$258,150. for resurfacing and reconstruction of Woodside Avenue, from Verona Avenue to Delavan Avenue; Wilson Avenue, from Stockton Street to Dead End.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ch.
(A.S.)

Resolution authorizing the President of the Municipal Council, on behalf of the City of Newark, to enter into a contract with Walter K. Frye, Partner, Frye Williams & Company, P.A., Certified Public Accountants, to provide financial advisory services and technical assistance in developing bank reporting forms for designation of depositories for sum of \$7,500. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-ci.
(A.S.)

Resolution recognizing and commending Mr. Robert Wujciak, Principal of East Side High School, for his instrumental leadership during the 1986-1987 school year.

(For action on this resolution, see page 3 in the minutes of this meeting)

July 8, 1987

7-R-cj.
(A.S.)

Resolution recognizing and commending the Trawick Family on the occasion of their Ninth Annual Reunion.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-ck.
(A.S.)

Resolution authorizing Director of Engineering to enter into Agreement with Elson T. Killam Associates, P. O. Box 1008, 27 Bleeker Street, Millburn, New Jersey, for professional engineering services for reconstruction of the Old Wayne Pumping Station and the start-up of the New Wayne Pumping Station; basic services during design phase and start-up services at New Wayne Pumping Station and Service associated with State Water Supply Bond Loan Program, for total lump sum of \$205,000. plus basic services during Bidding and Construction Phases, consistent with contract for sum not to exceed \$140,000.; in addition, City of Newark shall also pay Elson T. Killam Associates for actual costs of all Reimbursable Expenses during several phases of the project; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project, in net amount not to exceed an additional \$8,400. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-cl.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to July 8, 1987; further, authorizing Business Administrator to enter into contract with Excel Air, 69 Evergreen Avenue, Springfield, New Jersey, only responsible bid received, for providing Air Conditioning and Refrigeration Maintenance, Repairs and Parts and New Air Conditioners for 31 Green Street, 110 William Street and 830 Broad Street, for period July 9, 1987 to June 30, 1988; \$8,000. encumbered in 1987 Budget of Division of Public Buildings, any additional expenditures are contingent upon and subject to appropriation and certification of such funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-cn.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to July 8, 1987; further authorizing Business Administrator to enter into contract with Excel Air, Inc., 69 Evergreen Avenue, Springfield, New Jersey, lowest responsible bid received, to Provide Air Conditioning and Refrigeration Maintenance, Repairs and Parts and New Air Conditioners, for period July 9, 1987 to June 30, 1988; contract shall not exceed \$100,000.; \$10,000 encumbered in 1987 budget of Division of Public Buildings to commence this program. Any additional expenditures contingent upon and subject to appropriation and certification of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-cn.
(A.S.)

Resolution amending Resolution 7-R-j, November 5, 1986, contract with New Jersey State Department of Health, to accept funds and conduct an urban rodent control program for period October 1, 1986 to June 30, 1987, total budget \$150,111, no City funds shall be expended; by extending the contract period through July 31, 1987; does not require the expenditure of additional municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-co.
 (A.S.)

Resolution accepting bid of Anna DaCosta, highest responsible bid received, for purchase of city-owned property 49 Van Buren Street, Newark, Block 1999, Lot 17, in amount of \$2,100.; pursuant to N.J.S.A. 40A:12-13(b) (5); based on Executive Order No. PM870027, March 17, 1987.

(Minimum Offer Approved-\$325.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

A motion to adopt the resolution, as amended, was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-cp.
 (A.S.)

Resolution accepting bid of Adams Urban Renewal Associates, highest responsible bid received, for purchase of city-owned property 273-287 Sherman Avenue, Newark, Block 2760, Lot 19, in amount of \$85,100.; pursuant to N.J.S.A. 40A:12-13 (a); based on Executive Order No. PM870041, June 1, 1987.

(Minimum Offer Approved-\$60,000.; Capital Improvement-\$700,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

A motion to adopt the resolution, as amended, was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

July 8, 1987

- ✓ 7-R-cq. Resolution declaring the week of July 20, 1987 as Puerto Rican Week within
(A.S.) the City of Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- ✓ 7-R-cr. Resolution recognizing and commending Reverend J. Wendell Mapson, Sr. Pastor
(A.S.) of Mt. Calvary Baptist Church, on the 40th Anniversary of his Pastorship.

(For action on this resolution, see page 3 in the minutes of this meeting.)

- ✓ 7-R-cs. Resolution recognizing and commending Reverend and Mrs. Isaac Martin for their
(A.S.) twenty-one years in the ministry and sixteen years of pastoral service which has greatly enhanced the religious fabric of the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- ✓ 7-R-ct. Resolution recognizing and commending Ms. Rosemary Martins, 1987 Valedictorian
(A.S.) of St. Vincent's Academy, for her outstanding educational achievements.

(For action on this resolution, see page 4 in the minutes of this meeting)

- ✓ 7-R-cu. Resolution recognizing and commending the ten Valedictorians for the Newark
(A.S.) Public School System for their outstanding educational achievements during the 1986-1987 School Year.

(For action on this resolution, see page 4 in the minutes of this meeting)

- ✓ 7-R-cv. Resolution by the Newark Municipal Council recognizing and commending the
(A.S.) State of New Jersey's Governor's Council on Physical Fitness and Sports for its immeasurable contributions to the State of New Jersey and the City of Newark.

(For action on this resolution, see page 4 in the minutes of this meeting)

- ✓ 7-R-cw. Resolution ratifying contract for period July 1, 1987 to July 8, 1987; further,
(A.S.) authorizing Mayor and Director of Development to enter into and execute contract with Newark Housing Authority for period July 9, 1987 to June 30, 1988 for purpose of site improvement to construct 376 units of Scattered Site Housing; Housing Authority to receive funds totalling \$3,442,810.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- ✓ 7-R-cx. Resolution authorizing Mayor and Director of General Services to enter into
(A.S.) and execute contract with The Greater Newark Conservancy, 132 Lincoln Avenue, Newark, accepting offer of landscaping of two interior light-well spaces on the second floor of City Hall which includes all "placemaking", non-structurally fixed installations unconditional gift is made without any representations or promises by the City, its agents, servants, or employees and financial expense for work described shall be borne solely by The Greater Newark Conservancy at no cost, expense, or charge or obligation to the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-cy.
 (A.S.)

Resolution recognizing and commending the Puerto Rican Statewide Parade of New Jersey on the occasion of its 25th Anniversary.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-cz.
 (A.S.)

Resolution ratifying contract for period July 1, 1987 to July 8, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Automatic Data Processing, Inc., One ADP Boulevard, Roseland, New Jersey, lowest responsible quote received, for Summer Youth EDP Systems Program, Number PY 86-33-01, for period July 9, 1987 to June 30, 1988, for sum not to exceed \$44,326.; source of funds New Jersey Department of Labor, Employment and Training Administration.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-da.
 (A.S.)

Resolution ratifying contract for period June 26, 1987 to July 8, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Mount Carmel Guild/Catholic Community Services, 450 Market Street, only quote received, for Summer Youth Employment Program for the Handicapped, Number PY 86-34-02, for period July 9, 1987 to September 27, 1987, for sum not to exceed \$152,873., for 200 participant. source of funds New Jersey Department of Labor, Employment and Training Administration.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-db.
 (A.S.)

Resolution authorizing the advertisement of a Request for Qualifications for a Review of the Operations of the Newark School District.

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-dc.
 (A.S.)

Resolution authorizing Business Administrator to enter into contract with American Appraisal Associates, Inc., 200 Madison Avenue, Morristown, New Jersey 07960, lowest responsible bidder, to Provide a Fixed Asset Inventory Valuation and Reporting System for the Department of Finance as mandated by Federal and State of New Jersey requirements, for period February 4, 1987 to January 31, 1988; cost of contract shall not exceed \$116,000.; \$100,000. encumbered from available balances appropriated in 1987 and unexpended reserve balances.

July 8, 1987

A motion directing the Deputy City Clerk to return this resolution to Administration, per their request, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-dd.
(A.S.)

Resolution authorizing Business Administrator to enter into contract with Pinckney Enterprises, 60 Branford Place, Newark, New Jersey, to provide Janitorial Services for City of Newark, for period July 1, 1987 to June 30, 1988, contract shall not exceed \$600,000.; \$15,000. encumbered from 1987 Temporary Budget of Department of General Services, Division of Public Buildings; any additional 1987-88 expenditures are contingent upon and subject to appropriation and certification of funds in each year.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution see page 8 in the minutes of this meeting.)

✓ 7-R-de.
(A.S.)

Resolution authorizing Business Administrator to amend City's contract with Prudential Insurance Company of America, effective January 1, 1987 to December 31, 1989, January 1, 1988 to December 31, 1990; in compliance with Arbitrator's Award granting upgraded and additional life/health benefits to employees represented by the Newark Firemen's Mutual Benevolent Association, Local No. 4, additional cost of providing aforesaid benefits for remainder of 1987 shall not exceed \$13,600.; cost of continuing to provide these benefits during subsequent years shall be contingent upon appropriation of budget for funds for those years. (Contract, as amended, is awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40:11-5 (m))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-df.
(A.S.)

Resolution approving Arbitrator's Award and authorizing the Mayor and Business Administrator to execute a Labor Agreement on behalf of City of Newark and the Police Superior Officer's Association of Newark, New Jersey, Inc., (Superior Identification Officers), for the period covering January 1, 1985 through December 31, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-dg.
(A.S.)

Resolution authorizing Business Administrator to amend City's contract with Blue Cross/Blue Shield of New Jersey, effective January 1, 1987 to December 31, 1989, August 1, 1987 to June 1, 1990, January 1, 1988 to December 31, 1990, in compliance with Arbitrator's Award granting upgraded and additional health benefits to employees represented by the Newark Firemen's Mutual Benevolent Association, Local No. 4; additional cost of providing aforesaid benefits for remainder of 1987 shall not exceed \$25,000. at currently established prices; cost of continuing these benefits and the additional aforesaid benefits during subsequent years shall be contingent upon the appropriation of budget funds for those years. (Contracts, as amended are awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (m))

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

July 8, 1987

✓ 7-R-dh.
(A.S.)

Resolution declaring an emergency exists as to "An ordinance amending Section 23:5-7, Parking or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented," Ordinance 6-S & F-bc, being finally adopted on July 8, 1987, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with N.J.S.A. 40:69A-181(B).

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

MOTIONS.

✓ 7-M-a.

A MOTION ESTABLISHING A COUNCIL COMMITTEE TO PLAN FOR THE UPGRADING OF THE BRENNAN/MARSHALL COURT COMPLEX AT 31 GREEN STREET, HARRY L. WHEELER MEMORIAL BUILDING AT 32 GREEN STREET, RALPH A. VILLANI MEMORIAL BUILDING AT 22 FRANKLIN STREET AND THE SENATOR JOHN P. CAUFIELD MEMORIAL BUILDING AT 1010 18TH AVENUE, COMPOSED OF COUNCILMEN RONALD RICE, DONALD TUCKER AND COUNCILWOMAN MARIE L. VILLANI was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-b.

A MOTION APPOINTING COUNCILMEN GEORGE BRANCH, DONALD TUCKER AND RALPH T. GRANT, JR., TO SERVE ON THE COMMITTEE TO SAVE THE NEW ARK SCHOOL was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-c.

A MOTION DIRECTING THE DEPUTY CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, CORPORATION COUNSEL GRANT, DEVELOPMENT DIRECTOR LUCAS AND UNITED HOSPITAL MEDICAL CENTER PRESIDENT COMAN TO MEET WITH THE COUNCIL AT ITS PRE-MEETING CONFERENCE OF AUGUST 4, 1987, TO DISCUSS QUESTIONS RELATING TO UNITED HOSPITAL MEDICAL CENTER was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-d.

A MOTION DIRECTING THE DEPUTY CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, CORPORATION COUNSEL GRANT, DEVELOPMENT DIRECTOR LUCAS AND 11-23 BRANFORD PLACE, NEWARK NORSE ASSOCIATES TO MEET WITH THE COUNCIL AT ITS PRE-MEETING CONFERENCE OF AUGUST 4, 1987, TO DISCUSS PROPOSED DEVELOPMENT OF 11-23 BRANFORD PLACE was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-e.

A MOTION DIRECTING THE DEPUTY CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, NEW JERSEY INSTITUTE OF TECHNOLOGY PRESIDENT FENSTER AND BETTA REPRESENTATIVES TO MEET WITH THE COUNCIL AT ITS PRE-MEETING CONFERENCE OF AUGUST 4, 1987, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-f.

A MOTION COMMENDING NEW JERSEY GOVERNOR THOMAS KEAN FOR HIS RECENT STATEMENTS AT THE N.A.A.C.P.'S 78TH ANNUAL CONVENTION, WHEREBY HE INDICATED THAT THE EDUCATION OF YOUNG PEOPLE SHOULD BE THE NUMBER ONE PRIORITY was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

July 8, 1987

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS:

8-a.

The Deputy City Clerk presented Proposed "Ordinance to amend and supplement Title 15, Housing, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding thereto a new chapter, which will be designated as Chapter 15, Anti-warehousing of Residential Apartment Units)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the August 5, 1987 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

8-b.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received June 25, 1987, enclosing proposed "Ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Sherman Avenue as a Through Street."

(Sherman Avenue, from Pennsylvania Avenue to its terminus.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the August 5, 1987 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

8-c.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received June 25, 1987, enclosing proposed "Ordinance amending 'An ordinance providing for the vacation of East Bigelow Street as laid out 20 feet in width on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from the easterly line of Frelinghuysen Avenue, easterly to its terminus,' Ordinance 6-S & F-e adopted on December 30, 1980 (To delete the reservation to the City of Newark for the entire 20 foot width and total length of said street for the purpose of relaying, rebuilding, reconstructing or maintaining the storm sewer and its manholes or appurtenances now or to be laid)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the August 5, 1987 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

8-d.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received June 25, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create certain position titles and abolish other titles in the Department of Engineering)."

(Title changes only. Represented by different bargaining units. Fiscal Impact \$2,150. creating 5 positions and deleting 4 positions)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the August 5, 1987 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

8-e.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received June 25, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To create the title of Boiler Operator and to abolish the title of Stationary Fireman)."

(Boiler Operator
(40 Hours) (4) 1/1/86 \$21,279.76 - \$22,489.80 - \$23,055.64
(Title change only. Represented by Building Trades Bargaining Committee.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the August 5, 1987 Agenda of the Municipal Council for first reading was made by Councilman Harris, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

8-f.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received June 25, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create the title of Community Service Aide)."

(Community Service Aide (1) 1/1/87 \$18,714.08 - \$22,443.85)
(Change of title. Represented by Essex County #1, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the August 5, 1987 Agenda of the Municipal Council for first reading was made by Councilman Harris, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

8-g.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received June 22, 1987, enclosing proposed "Ordinance to amend and supplement Title 15, Chapter 4, Article 10, Owner Information in Rented Dwelling Units, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By requiring ownership information for all residences and businesses and providing ownership notices)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the August 5, 1987 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant. .

8-h.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received June 26, 1987, enclosing proposed "Ordinance to establish shift differential pay for certain employees of the Newark Fire Department."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the August 5, 1987 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

✓ 8-i.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received June 26, 1987, enclosing proposed "Ordinance approving a Redevelopment Plan and the Feasibility of Relocation for City Tax Block 443, Lots 1-21 and 31-51.)"

(Bounded by Gouveneur Street on the North, Mount Pleasant Avenue on the East, southerly sideline of Lots 21 and 31 in Block 443 on the south and Broad Street on the West)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-k on page 15 in the minutes of this meeting.)

✓ 8-j.

The Deputy City Clerk presented Proposed "Ordinance requiring the owner of every vacant lot located within the City of Newark to have a sign posted on the premises which shall set forth the full name, address and telephone number of the owner and/or agent of said property."

(For action on this item, see Ordinance 6-F-1 on page 15 in the minutes of this meeting)

✓ 8-k.
(A.S.)

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received July 7, 1987, enclosing proposed "Ordinance approving the sale of premises commonly known as 457-463 Broadway, Block 619, Lots 1-4, pursuant to the provisions of N.J.S.A. 40A:12-21 (h)."

(Project Live, a non-profit corporation of State of New Jersey for \$10,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the August 5, 1987 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 8-l.
(A.S.)

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received July 8, 1987, enclosing proposed "Ordinance providing for the vacation of Morris Avenue, as laid out 50 feet on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from the northerly line of Seventeenth Avenue northerly to its terminus."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the Deputy City Clerk to place this ordinance on the August 5, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to remove from the table "An ordinance amending Title 2, Chapter 15, Council Rules" (Item 8-v, May 6, 1987) was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 8-m.
(A.S.)

The Deputy City Clerk presented Proposed "Ordinance amending Title 2, Chapter 15, Council Rules."

A motion directing the Deputy City Clerk to place this ordinance on the August 5, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Payne, through the Chair, requested the Deputy City Clerk to communicate with Business Administrator Monteilh requesting that the appropriate officials cut the grass along the corridor of Route 78 from Elizabeth Avenue to the Hillside boundary, as well as on the South side of Nye Avenue; also requesting information as to who is responsible for maintaining the right-of-way along this highway corridor.

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

- 9-a. Communication from Business Administrator Monteilh, received May 21, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986, as amended (To create the position title of Planning Aide in the Department of Land Use Control)."

(Planning Aide (35 Hours) (1)	1986	\$17,179.82 - \$20,876.41
	1987	18,579.82 - 21,276.41)

(Title created in Department of Land Use Control. Represented by Essex Council #1 Civil Service Association. Funds provided in budget.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Business Administrator Monteilh met with Council July 7, 1987)

A motion directing the Deputy City Clerk to place this ordinance on the August 5, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 9-b. Communication from Business Administrator Monteilh, received May 22, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To create the position title of Investigator, Mayor's Office)."

(Investigator, Mayor's Office (1)	1/1/87	\$21,442.48 - \$25,761.57
(35 Hours)	1/1/88	22,514.60 - 27,049.65)

(Title created in Office of Mayor. Represented by Essex Council #1, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Business Administrator Monteilh met with Council July 7, 1987)

A motion directing the Deputy City Clerk to place this ordinance on the August 5, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 9-c. Communication from Business Administrator Monteilh, received June 10, 1987, enclosing proposed "Ordinance amending the Urban Renewal Plan and the feasibility of relocation for the Industrial River Urban Renewal Project N.J.R.-121 (9th Amendment)".

(Generally bounded by Passaic River and Newark Bay on the north, Doremus Avenue on the east, Port Street on the south and Passaic Branch of New York Bay Railroad on the west.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the Deputy City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, Department of Development Director Lucas and Newark Housing Authority Executive Director Buck to meet with the Council at its August 4, 1987 pre-meeting conference was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

70
July 8, 1987

9-d.

Communication from Business Administrator Monteilh, received June 22, 1987, enclosing proposed "Ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the University Heights Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the city's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Business Administrator Monteilh and Director of Development Lucas met with Council July 7, 1987)

A motion directing the Deputy City Clerk to place this ordinance on the August 5, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.
Not Voting: Councilmen Payne, Rice, Tucker.

9-e.

P.4
Communication from Business Administrator Monteilh, received June 23, 1987, enclosing proposed "Ordinance authorizing the city of Newark to exchange the premises premises known as 52-54 Wilsey Street, 31-33 Nuttman Street, 36-48 Wilsey Street, 194-196 Warren Street, 211 Warren Street and 176 Warren Street, Block 402, Lots 14, 16, 19, 30, 31, 33, 34, 35, 43 and Block 389, Lots 10 and 51 for 313-315 New Street, Block 414, Lots 42 and 43, owned by the New Jersey Institute of Technology, pursuant to N.J.S.A. 40A:12-26."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Business Administrator Monteilh, Corporation Counsel Grant and Development Director Lucas met with the Council July 7, 1987)

(For action on this item, see page 8 in the minutes of this meeting.)

9-f.

Communication from Business Administrator Monteilh, received June 23, 1987, enclosing proposed "Ordinance authorizing the City of Newark to exchange the premises known as 76 University Avenue, and 56-58 University Avenue, Block 33, Lots 44 and 53, for the premises known as 65 Central Avenue, Block 35, Lot 29, owned by Rutgers University, pursuant to N.J.S.A. 40A:12-26."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Business Administrator Monteilh, Corporation Counsel Grant and Development Director Lucas met with the Council July 7, 1987)

(For action on this item, see Ordinance 6-F-j on page 8 in the minutes of this meeting.)

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The Deputy City Clerk reported the following Bingo and Raffle Licenses were issued from June 16, 1987 to June 29, 1987:

July 8, 1987

71

BINGO LICENSES

LICENSEE

LICENSE NUMBER

St. John's Ukrainian Catholic Church
Newark Lodge #21 B.P.O. Elks
Parent Association of St. Benedict Elementary School
Queen of Angels Catholic Church

9667 (Amended)
9700 (Amended)
9725 (Amended)
9762

RAFFLE LICENSES

LICENSEE

LICENSE NUMBER

St. Casimir's Roman Catholic Church
Ironbound Ambulance Squad Inc.
St. Vincent Academy Alumnae Association
Our Lady of Mount Carmel Church

9763
9764
9765
9766

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

ADJOURNMENT.

12-a.


A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

The meeting adjourned at 5:30 P.M.

APPROVED:

Mark E. Davis
Deputy City Clerk



Henry Martinez
President

Newark, New Jersey, July 16, 1987

72

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 12:55 P. M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Grant, Payne, Rice, Tucker, Villani, President Martinez; City Clerk Robert F. Marasco, Clerk of the Municipal Council.

Absent: Councilmen Branch, Carrino, Harris.

City Clerk Marasco read letter dated July 13, 1987, from His Honor, Mayor Sharpe James, calling for a special meeting of the Municipal Council for Thursday, July 16, 1987, at 11:30 A. M., or as soon thereafter as practical to consider the following legislation:

Ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the University Heights Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 4, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on July 13, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a. (S)

The City Clerk read An ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the University Heights Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Business Administrator Montellh, Corporation Counsel Grant and Land Use Control Director Lucas met with the Council July 7, 1987)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Payne, Rice, Villani, President Martinez.

No: Councilman Tucker.

Absent: Councilmen Branch, Carrino, Harris.

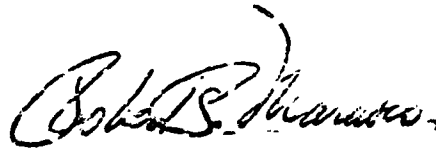
President Martinez: The yeses are five, the noes are one and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1987.

JULY 16, 1987

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Carrino, Harris.

This meeting adjourned at 12:56 P. M.

APPROVED.

Robert P. Marasco
City Clerk



Henry Martinez
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 3:35 P. M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Tucker, Villani, President Martinez;
City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Carrino, Harris, Payne, Rice.

City Clerk Marasco read letter dated July 27, 1987, from His Honor, Mayor Sharpe James, calling for a special meeting of the Municipal Council, for Wednesday, July 29, 1987, at 11:00 A. M., or as soon thereafter as practical, to consider the following legislation:

Create the title of Deputy Mayor Commerce, Economic Development.

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on July 27, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a. (S-1)

The City Clerk read An ordinance to amend and supplement Title Two, Administration, Chapter Two, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To establish a Commercial Development Advisory Council, a City Commerce Commission and create the title designation of Deputy Mayor for Commerce and Economic Development in the Office of the Mayor)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by separating the ordinance into three individual ordinances was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Rice.

Ordinance to amend and supplement Title Two, Administration, Chapter Two, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To create the title designation of Deputy Mayor for Commerce and Economic Development in the Office of the Mayor)

A motion to adopt the ordinance, as amended, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Rice.

President Martinez: The yeses are five, the noes are none and four absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

JULY 29, 1987 #1

July 29, 1987

75

President Martinez directed the City Clerk to communicate with Business Administrator Monteilh requesting that separate ordinances be prepared for Commercial Development Advisory Council and a City Commerce Commission for Council's consideration.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Rice.

This meeting adjourned at 3:36 P. M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 3:37 P. M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Tucker, Villani, President Martinez;
City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Carrino, Harris, Payne, Rice.

City Clerk Marasco read letter dated July 23, 1987, from Council President Henry Martinez, calling for a special meeting of the Municipal Council for Wednesday, July 29, 1987, at 2:00 P. M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, to consider the following:

Resolution granting fireworks display permit to First Fidelity Bancorporation of the City of Newark for fireworks display on August 1, 1987 (rain date August 2, 1987) at Branch Brook Park in Newark.

Resolution commending Governor Thomas Kean for his support of a proposed Arts Center for downtown Newark blockfront.

Resolution authorizing Director of Health and Human Services to issue carnival license to Cathedral of Faith Baptist Church for period August 4, 1987 to August 9, 1987, at 186-208 West Market Street, pursuant to R.O. 5:10-3 & 4.

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on July 23, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a. (S-2)

Resolution granting fireworks display permit to First Fidelity Bancorporation of the City of Newark for fireworks display on August 1, 1987 (rain date August 2, 1987) at Branch Brook Park in Newark.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Rice.

7-R-b (S-2)

Resolution recognizing and commending Honorable Thomas H. Kean, Governor of the State of New Jersey, for his endorsement and support of the plans and recommendations to build a world class performing arts complex within the City of Newark.

July 29, 1987

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Rice.

7-R-c. (S-2)

Resolution authorizing Director of Health and Human Services to issue Carnival License to Cathedral of Faith Baptist Church for period August 4, 1987 to August 9, 1987, at 186-208 West Market Street, pursuant to R.O. 5:10-3 & 4.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Rice.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Harris, Payne, Rice.

This meeting adjourned at 3:38 P. M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey at 1:33 P.M.

The audience arose for the National Anthem.

The invocation was offered by Deacon Samuel Monaco, Sacred Heart Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Ayesha Freeman, Detective Lieutenant Raymond Gilhooly and Detective James Reed, Sergeants-At-Arms.

Absent: Councilmen Rice, Villani.

(Councilman Rice arrived at 1:35 P.M.)

(Councilwoman Villani at 2:35 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on July 31, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

(Councilman Rice arrived 1:35 P.M.)

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

✓ 4-a.

The City Clerk presented Report of Employees' Retirement System of City of Newark for year 1986, submitted by Samuel Klein and Company, External Auditors. (Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made thereon to the Council was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

✓ 4-b.

The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held June 18, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

✓ 4-c.

The City Clerk presented Copy of Minutes of Meeting of North Jersey Water Supply Commission Manaque-North, held June 11, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

/ 4-d.

The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-South, held June 11, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

/ 4-e.

The City Clerk presented 1986 Annual Report of Department of Finance. (Copy submitted to each Member of the Council)

A motion that the Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

/ 4-f.

The City Clerk presented 1986 Annual Report of Department of Health and Human Services.

(Copy submitted to each Member of the Council)

A motion that the Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

/ 4-g.

The City Clerk presented Copy of Minutes of Meeting of Housing Authority Authority of City of Newark, held June 18, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

/ 4-h.

The City Clerk presented Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held June 18, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

/ 4-i.

The City Clerk presented Report of Office of the City Clerk for month of May, 1987.

A motion that Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

/ 4-j.

The City Clerk presented Report of Office of the City Clerk for month of June, 1987.

A motion that Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

A motion to consider Resolution 7-R-t at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker,
 President Martinez.

Absent: Councilwoman Villani.

/ 7-R-t.

Resolution recognizing and commending the graduates of the University of Medicine and Dentistry of New Jersey's Health Skills Training and Youth Health Skills Training Programs.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker,
 President Martinez.

Absent: Councilwoman Villani.

Councilman Branch read and presented, on behalf of the Members of the Municipal Council, a suitably inscribed resolution to the graduates of the University of Medicine and Dentistry of New Jersey's Health Skills Training and Youth Skills Training Programs that were present.

A motion to consider Resolution 7-R-u at this time was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker,
 President Martinez.

Absent: Councilwoman Villani.

/ 7-R-u.

Resolution recognizing and commending Police Officers Mark Santiago, Carlos Ruiz, Miguel Marquez and Carlton Perry for their exemplary display of courage and valor in apprehending armed suspects.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker,
 President Martinez.

Absent: Councilwoman Villani.

Councilman Rice commended these officers for their efforts and courage.

Officer Marquez, on behalf of the three police officers and the Newark Police Department, thanked the Members of the Municipal Council for presenting them with this honor.

A motion to consider Resolution 7-R-w at this time was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker,
 President Martinez.

Absent: Councilwoman Villani.

/ 7-R-w.

Resolution recognizing and commending Melvin Garrett, Jr., for his act of heroism on June 4, 1987.

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker,
 President Martinez.

Absent: Councilwoman Villani.

August 5, 1987

Councilman Payne read and presented, on behalf of the members of the Municipal Council, a suitably inscribed resolution to Mr. Garrett.

Mr. Garrett thanked the Members of the Municipal Council for honoring him in this fashion.

A motion to consider Resolution 7-R-v at this time was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

/ 7-R-v.

Resolution recognizing and commending Mr. Michael J. Nelson, Court Administrator for his dedicated and professional service as an Attorney, Administrator, and community leader in the City of Newark.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

Councilman Rice read and presented, on behalf of the Members of the Municipal Council, a suitably inscribed resolution to Mr. Nelson.

Mr. Nelson thanked the Members of the Municipal Council for honoring him with the presentation of this resolution.

BOARD OF ADJUSTMENT APPEAL.

/ 4-A-1.

The City Clerk read in the matter of application of Marlene and Ralph Malavarca, Applicants, to permit in 3rd Residence and 2nd Business Districts the garaging of commercial vehicles on premises 195-197 New York Avenue.

(Copy of transcript submitted to each Member of the Council)

(Ms. Maria Cuque, Appellant)

(Board of Adjustment hearing held May 27, 1987)

(Transcript filed July 6, 1987)

The Board of Adjustment at its regular meeting held May 27, 1987, approved the application by 6 Ayes.

An appeal in this matter was filed in the Office of the City Clerk on June 5, 1987, by Marlene and Ralph Malavarca.

The transcript in connection with this matter was received July 6, 1987, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On July 14, 1987, the City Clerk notified the applicant, the applicant's attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting August 5, 1987, at 1:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

President Martinez stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment in the matter of application of Marlene and Ralph Malavarca, Applicants, to permit in 3rd Residence and 2nd Business Districts the garaging of commercial vehicles on premises 195-197 New York Avenue. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may

be presented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means that they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and the place for the appeal to commence.

City Clerk Marasco stated the following:

"Mr. President, the Appellant has submitted a letter asking for a deferment on this matter because she is out of the country. The Corporation Counsel has informed this office that the attorney for the Applicants has agreed to a deferment.

A motion to defer action on the application was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The City Clerk read An Ordinance amending Section 23:5-1, Parking Prohibited at all Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on William Street.

(Deleting: William Street,

North side, from Broad Street to Springfield Avenue;

South side, from Washington Street to Springfield Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

6-F-b.

The City Clerk read An Ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.

(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

✓ 6-F-c.

The City Clerk read An Ordinance to amend and supplement Title 15, Housing, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding thereto a new chapter, which will be designated as Chapter 15, Anti-warehousing of Residential Apartment Units).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

✓ 6-F-d.

The City Clerk read An Ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Sherman Avenue as a Through Street.

(Sherman Avenue, from Pennsylvania Avenue to its terminus.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Payne, seconded by Councilman Pice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

✓ 6-F-e.

The City Clerk read An Ordinance amending "An ordinance providing for the vacation of East Bigelow Street as laid out 20 feet in width on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from the easterly line of Frolinghuysen Avenue, easterly to its terminus," Ordinance 6-S & F-e adopted on December 30, 1980 (To delete the reservation to the City of Newark for the entire 20 foot width and total length of said street for the purpose of relaying, rebuilding, reconstructing or maintaining the storm sewer and its manholes or appurtenances now or to be laid).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following vote:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

6-F-f.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create certain position titles and abolish other titles in the Department of Engineering).

(Title changes only. Represented by different bargaining units. Fiscal Impact \$2,150.00, creating 5 positions and deleting 4 positions)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeases are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

6-F-g.

The City Clerk read An Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To create the title of Boiler Operator and to abolish the title of Stationary Fireman).

(Boiler Operator
(40 Hours) (4) 1/1/85 \$21,279.75 - \$22,489.80 - \$23,055.64

(Title change only. Represented by Building Trades Bargaining Committee.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeases are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

6-F-h.

The City Clerk read An Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create the title of Community Service Aide).

(Community Service Aide (1) 1/1/87 \$18,714.08 - \$22,443.85)

(Change of title. Represented by Essex County #1, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeases are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

August 5, 1987

/6-F-i.

The City Clerk read An Ordinance to amend and supplement Title 15, Chapter 4, Article 10, Owner Information in Rented Dwelling Units, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By requiring ownership information for all residences and businesses and providing ownership notices).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeases are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

/6-F-j.

The City Clerk read An Ordinance to establish shift differential pay for certain employees of the Newark Fire Department.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeases are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

/6-F-k.

The City Clerk read An Ordinance approving the sale of premises commonly known as 457-463 Broadway, Block 619, Lots 1-4, pursuant to the provisions of N.J.S.A. 40A:12-21 (h)

(Project Live, a non-profit corporation of State of New Jersey, for \$10,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeases are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

/6-F-l.

The City Clerk read An Ordinance providing for the vacation of Morris Avenue, as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of Seventeenth Avenue northerly to its terminus.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

✓ 6-F-m.

The City Clerk read An Ordinance amending Title 2, Chapter 15, Council Rules.

(Copy of correspondence submitted to each Member of the Council)
(Ordinance tabled May 6, 1987)
(Ordinance removed from the table July 8, 1987)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

✓ 6-F-n.

The City Clerk read An Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control" (5-S & F-4) adopted July 16, 1986, as amended (To create the position title of Planning Aide in the Department of Land Use Control).

(Planning Aide (1) 1986 \$17,179.32 - \$20,876.41
(35 Hours) 1987 16,579.82 - 21,276.41)

(Title created in Department of Land Use Control. Represented by Essex Council #1 Civil Service Association. Funds provided in budget.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

✓ 6-F-o.

The City Clerk read An Ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To create the position title of Investigator, Mayor's Office).

(Investigator, Mayor's Office (1) 1/1/87 \$21,442.48 - \$25,761.57
(35 Hours) 1/1/88 22,514.60 - 27,049.65)

(Title created in Office of the Mayor. Represented by Essex Council #1, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

August 5, 1987

At a later time in the meeting, under Communications, Communications 8-h, 8-i, 8-k and 8-l, were advanced to First Reading on the September 2, 1987 Agenda.

Shortly thereafter, Councilman Carrino requested Communications 8-n, 8-i, 8-k and 8-l to be considered under Ordinances on First Reading, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

/ 6-F-p.

The City Clerk read **An Ordinance approving the Redevelopment and the Feasibility of Relocation for City Tax Block 815, Lots 28, 29 and 34.**

(381-383 Woodside Avenue, 794-793 Summer Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

President Martinez: The yeases are eight, the noes are none, and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

/ 6-F-q.

The City Clerk read **An Ordinance approving the Redevelopment and the Feasibility of Relocation for City Tax Block 613, Lots 42 and 29.**

(87-89 Wakeman Avenue and 11-13 Nursery Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

President Martinez: The yeases are eight, the noes are none, and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

/ 6-F-r.

The City Clerk read **An Ordinance approving the Redevelopment and the Feasibility of Relocation for City Tax Block 776, Lots 1, 2, 3, 4, 5, 42, and 58.**

(Halleck Street and Summer Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

August 5, 1987

88

President Martinez: The yeses are eight, the noes are none, and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

✓ 6-F-s.

The City Clerk read An Ordinance authorizing the Director of Department of Development to acquire all privately owned properties within the Broadway Project Redevelopment Area, more specifically identified in Exhibit A, or in the Alternative authorizing Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et. seq.

(730-737 Broadway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

President Martinez: The yeses are eight, the noes are none, and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

At a later time in the meeting, after Item 9-a, a motion to remove from the table Item 9-a, July 8, 1987 and consider Item 9-b (A.S.) on Ordinances on First Reading was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

✓ 6-F-t.
(A.S.)

The City Clerk read An Ordinance authorizing the City of Newark to exchange the premises known as 52-54 Wilsey Street, 31-33 Nuttman Street, 35-48 Wilsey Street, 154-196 Warren Street, 211 Warren Street and 176 Warren Street, Block 402, Lots 14, 16, 19, 30, 31, 33, 34, 35 and Block 389, Lots 10 and 51 for 313-315 New Street, Block 414, Lots 42 and 43, owned by the New Jersey Institute of Technology pursuant to N.J.S.A. 40A:12-26.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

President Martinez: The yeses are eight, the noes are none, and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To adjust the annual salary for Personal Secretary, Office of the Mayor)."

(Salary increase to bring to parity with Executive Secretary, Mayor's Office; not represented by any bargaining unit. Fiscal Impact \$1,598.61.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977 as amended and supplemented be amended to adjust annual salary for Personal Secretary, Office of the Mayor, as follows, to wit:

(a) OFFICE OF THE MAYOR

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Personal Secretary (1) Office of the Mayor 2644 (35 Hrs.)	\$ 29,799.90	\$ 29,799.90

SECTION 2. The hereinabove title of Personal Secretary, Office of the Mayor is to be considered as in the "confidential employee" class of positions with no official standard hours of work. Where necessary for the determination of vacation or sick pay or as necessary to meet the requirements of a computerized payroll system, the position may be assigned nominal standard hours of work. Notwithstanding the nominal standard hours of work, the individual employed in the position shall be responsible to complete their assigned duties and shall not be entitled to overtime or compensatory time.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

August 5, 1987

/ 6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-a) adopted May 16, 1979 as amended and supplemented (To create the title of Executive Assistant)."

(Title change for employee now in another title. Represented by Essex Council #1, Civil Service Association. No change in salary.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an "Ordinance creating positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 as amended and supplemented be amended to create the title of "Executive Assistant", as follows, to wit:

POSITION

Executive Assistant	(1)	\$32,492.20 - \$39,191.63
A260 (35 Hrs.)		

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing. a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To adjust the salary range for Supervisor of Data Entry Machine Operations).

(Salary adjustment in accordance with labor agreement. Represented by Essex Council #1, Civil Service Association. Fiscal Impact \$1,400.)

August 5, 1987

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6S1FC) adopted May 4, 1977 as amended and supplemented, be amended to adjust the salary, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
<u>(c)Municipal Courts</u>			
Supervisor of (1)	1/1/87	\$ 17,402.45	\$ 20,488.69
Data Entry	1/1/88	\$ 18,272.57	\$ 21,513.12
Machine Operations			
5183 (35 Hrs.)			

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeas are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Businesses and Occupations, Chapter 20, Public Garages, of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding a new section requiring the installation of a fence around the perimeter of the facility.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. Section 1. Title 8, Business and Occupation Chapter 20, Public Garages of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby further amended and supplemented by adding thereto the following new section:

RESTRICTIONS

92

(a) No license shall be issued unless the premises for which the license is to be issued shall have a privacy fence or barricade constructed of any conventional fencing material not less than seven (7) feet high installed along all property lines, except where the wall of any building situated on the lot abuts a property line. Additionally, each entrance or exit way through said fence or barricade shall have an appropriate gate, chain or closing device so as to prevent entrance into the property when it is not in use.

(b) The requirement of construction of a privacy fence or barricade shall not apply to gasoline filling stations that actually pump and sell gasoline or fuel for the operation of motor vehicles.

Section 2. Any Ordinance or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This Ordinance shall become effective upon final passage and publication in accordance with the law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilmen Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/ 6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending and supplementing Title 16, SUBDIVISION, Chapter 9, Sections 6 and 13 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To revise the exception provisions and definition of minor site plan)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 16 Subdivision, Chapter 9, Section 6 be amended and supplemented to read as follows:

16:9-6 Exceptions.

Site Plan review shall not be required for
(a) construction of detached one, two, three or four family dwelling units which are not part of a planned unit development; (b) construction of a private accessory use such as a garage, tool house or green house; (c) repair, renovation or alteration of the interior or exterior of any residential, commercial or industrial improvement involving an enlargement of less than 1,000 sq.ft. of grade level floor area or ground area (d) development of an area less than 5,000 sq.ft. which is wholly devoted to playground, garden, or park purposes; or (e) construction of a parking area consisting of fewer than 10 spaces.
(where a fee is not charged - Removed)

Section 2. That Title 16 Subdivision, Chapter 9, Section 13, be amended and supplemented to read as follows:

16:9-13 Definitions

Minor Site Plan means a development plan of two or less lots which involves new construction, or additions, and of property not less than 1 000 square feet, nor more than 5,000 square feet of grade level floor area, and which (a) does not adversely or significantly affect existing traffic flow, site drainage, the municipal sewerage system, landscaping, lighting or other site plan characteristics; (b) does not have a deleterious effect on the health and welfare of the general public; (c) does not involve planned development, any new street or extension of track improvement which is to be prorated pursuant to C.40:55D-42; (d) contains the information reasonably required in order to make an informed determination as to whether the requirements established for approval of a Minor Site Plan have been met; and (e) does not involve a parking area consisting of more than ten (10) spaces and less than twenty-one (21) spaces.

GRADE LEVEL FLOOR AREA - means the square footage of the floor of the building at grade level which will determine whether the building is (a) exempt from the Site Plan Review; (b) a Minor Site Plan; (c) a Major Site Plan.

GROUND AREA - means developed ground area including but not limited to, piers, retaining walls, concrete pad storage areas (open or roofed).

Section 3. That any ordinance or parts thereof inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with law.

President Martinaz called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilman Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeases are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 as amended and supplemented (To create the position title of Management Specialist in the Department of Administration)
(Title created in Division of Budget. Represented by Essex Council #1, Civil Service Association. State funded program.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(g) of an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 as amended and supplemented be amended to create the position title of "Management Specialist", as follows, to wit:

(g) DEPARTMENT OF ADMINISTRATION

POSITION

Management Specialist (1)	1/1/86	\$31,088.85 - \$37,788.75
(37½ Hrs.)	1/1/87	32,488.85 - 39,188.75
2390		

SECTION 2. Section 1(b) of the aforementioned ordinance be further amended to abolish the following title and title code, as follows, to wit:

(b) BUDGET DIVISION

POSITION

Management Specialist
(37½ Hrs.)
2390

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

195
6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create the position titles of Investigator, W.I.C. and Supervising Distribution Clerk, W.I.C. in the Department of Health and Human Services).

(Titles being created in Department of Health and Human Services. Represented by Essex Council #1, Civil Service Association. State funded program.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services", (6S&FX) adopted July 16, 1986, as amended and supplemented to create the following positions, as follows, to wit:

POSITION

Investigator	1/1/86	\$13,978.17 - \$16,361.29
W.I.C.	1/1/87	15,373.17 - 17,761.29
(35 Hrs.)		
A684		
Supervising Distribution Clerk	1/1/86	14,402.19 - 17,179.82
W.I.C.	1/1/87	15,602.19 - 18,579.82
(35 Hrs.)		
A585		

SECTION 2. The establishment of the hereinabove position title shall be effective as of August 11, 1986.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the City of Newark to exchange the premises known as 75 University Avenue, and 56-58 University Avenue, block 33, Lots 44 and 53, for the premises known as 65 Central Avenue, Block 35, Lot 39, owned by Rutgers University, pursuant to N.J.S.A. 40A:12-26.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Rutgers University is a Public Institution and other government entity, and

WHEREAS, the City of Newark has determined that the premises known as 65 Central Avenue, Block 35, Lot 29, on the Official Tax Maps and Tax Duplicate (Year of 1986), of the City of Newark owned by Rutgers University is needed for a public purpose, and

WHEREAS, the City of Newark has determined that the premises commonly known as 76 University Avenue and 56-58 University Avenue, Block 33, Lots 44 and 53, on the Official Tax Maps and Tax Duplicate (Year 1986), of the City of Newark is no longer needed for a public purpose, and

WHEREAS, Rutgers University, the owner of the premises commonly known as 65 Central Avenue, Block 35, Lot 29, has agreed to exchange said lands with the City of Newark in return for the premises commonly known as 76 University Avenue and 56-58 University Avenue, Block 33, Lots 44 and 53.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, THAT:

1. The City of Newark has determined the premises commonly known as 65 Central Avenue, Block 35, Lot 29 is needed for a public purpose.
2. The City of Newark has determined that the premises commonly known as 76 University Avenue and 56-58 University Avenue, Block 33, Lots 44 and 53, are no longer needed for a public purpose.
3. The City of Newark hereby agrees to exchange the premises known as 76 University Avenue and 56-58 University Avenue, Block 33, Lots 44 and 53, on the Official Tax Maps and Tax Duplicate (year 1986) for the premises known as 65 Central Avenue, Block 35, Lot 29, on the Official Tax Maps and Tax Duplicate in accordance with and pursuant to N.J.S.A. 40A:12-16.
4. The Director of Development be and is hereby authorized to execute bargain and sale deeds and other documents necessary to effectuate the said exchange of property interest.
5. The City Clerk is authorized to acknowledge and attest to said deeds after review and approval by the Corporation Counsel.
6. A copy of the executed deeds shall be filed with the Office of the City Clerk.
7. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

August 5, 1987

/ 6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving a Redevelopment Plan and the Feasibility of Relocation for City Tax Block 443, Lots 1-21 and 31-51.)

(Bounded by Gouverneur Street on the North, Mount Pleasant Avenue on the East, southerly sideline of Lots 21 and 31 in Block 443 on the South and Broad Street on the West)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, by virtue of Municipal Council Resolution 7ACE(as), adopted on February 18, 1987, did determine that the City Tax Block 443, Lots 1-21 and 31-51, hereinafter called the "Area" is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.), as amended and by Chapter 300 of the Laws of New Jersey (N.J.S.A. 55:14A-31 et. seq.), as amended; and

WHEREAS, the Central Planning Board, City of Newark, New Jersey, has considered and did approve a Redevelopment Plan on May 4, 1987, foresaid area; and

WHEREAS said Redevelopment Plan complies with the requirements of all applicable State and Federal statutes and regulations promulgated hereunder; and

WHEREAS, the Central Planning Board, City of Newark, New Jersey, has submitted to the Municipal Council, City of Newark, New Jersey, its resolution, certification and recommendation respecting the Redevelopment Plan for the area and the Municipal Council has duly considered the Central Planning Board's resolution, certification, and recommendations; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That it is hereby found and determined that the aforesaid Redevelopment Plan conforms to the Master Plan of the City of Newark.

SECTION 2. That it is hereby found and determined that the Redevelopment Plan for the Area gives due consideration of the provisions of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the Plan.

SECTION 3. That it is hereby found and determined that the Redevelopment Plan for the Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the area by private enterprise.

SECTION 4. That in order to facilitate the implementation of the Redevelopment Plan for the Area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Redevelopment Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan, and take appropriate action upon proposals and measures designed to effectuate said Plan.

SECTION 5. That development activity shall only be related to City Tax Block 443, Lots 1-21 and 31-51 and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

SECTION 6. That the Redevelopment Plan for the Area having been duly reviewed and considered is hereby approved, and the City Clerk be and is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

SECTION 7. That the Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting, after "Hearings of Citizens", 5-HC-o, a motion to reconsider Ordinance 6-Ph, S & F-i and permit Ms. Marla Moss to be heard at this time was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. MARLA MOSS, ATTORNEY FOR MR. JOSE FERNANDEZ, OWNER OF FRIENDLY CHECK CASHING, 260 BROAD STREET, NEWARK, NEW JERSEY addressed the Municipal Council urging Council to reconsider this action by not including her client's property as part of the redevelopment.

Councilman Carrino noted that measures were being taken to avoid this action if possible. He further noted that the owner would be assisted in relocation if necessary.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-PH, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance requiring the owner of every vacant lot located within the City of Newark to have a sign posted on the premises which shall set forth the full name, address and telephone number of the owner and/or agent of said property.

August 5, 1987

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The owner of every vacant lot located within the City of Newark shall have a sign posted on the premises which shall plainly set forth in conspicuous letters, the full name, address and telephone number of the owner and/or agent of said property. The required sign shall be easily readable, of metal construction, painted in red lettering on a white background. Each letter shall not be less than 2 inches high and of proportionate width. The sign shall be pole-mounted with the pole embedded in concrete. Said sign shall be at a height no more than 8 feet above street level and shall face the street no more than 5 feet from the front property line, equidistant from the side boundaries of subject premises.

Section 2. The Director of the Department of Land Use Control shall be responsible for the enforcement of this ordinance.

Section 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the University Heights Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the city's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Municipal Council of the City of Newark (hereinafter referred to as "Council") By Ordinance 65&FD, adopted a redevelopment plan for the project area entitled "University Heights Area Redevelopment Plan", dated July 9, 1986, (hereinafter referred to as the "Redevelopment Plan") and;

WHEREAS, by Resolution 7Rb062586 the Council of the City of Newark adopted a resolution blighting said area;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

SECTION 1. That the privately owned properties located within the University Heights Redevelopment Area, more specifically identified on Exhibit A, attached hereto and made a part hereof are needed for public purposes.

August 5, 1987

100

SECTION 2. That the premises identified in Exhibit A shall be purchased by the City of Newark through its Department of Development for the appraised amounts, subject to the Director of Development's right to increase said offers in accordance with N.J.S.A. 40A:12-5(a)(1).

SECTION 3. That the Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents necessary to effectuate the acquisition of the properties identified in Exhibit A.

SECTION 4. That the Corporation Counsel be and is hereby authorized to record said deeds with the Register of Essex County, after said deeds have been approved by him as to form and further attested to and acknowledged by the City Clerk.

SECTION 5. That a copy of the executed deed shall be filed in the Office of the City Clerk by the Director of the Department of Development.

SECTION 6. In the event, any owner of the properties identified in Exhibit A refuse to accept the offer of the City of Newark, The Corporation Counsel be and is hereby authorized to institute legal proceedings in the Supreme Court of New Jersey, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq., to acquire said premises.

SECTION 7. The Corporation Counsel be and is hereby authorized to secure legally appropriated sums from the Finance Department to pay to the Clerk of the Superior Court the estimated value of said property as identified in Exhibit A.

SECTION 8. The Corporation Counsel is further authorized to secure any and all additional funds required by the Superior Court of New Jersey to pay any differences in the determined Fair Market Value and the Estimated Fair Market Value deposited in said court.

SECTION 9. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. KEA TAWANA, 242 CAMDEN STREET, NEWARK, NEW JERSEY, addressed the Municipal Council questioning whether homeowners in this area would receive just compensation.

Councilman Carrino replied that the persons involved would receive a fair offer from the City.

Councilman Branch informed the speaker that a public meeting was held July 27, 1987 wherein persons involved had a chance to voice their opinions on this matter.

MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council opposing the ordinance. The speaker stated advance notices were not provided for the July 16, 1987 special meeting.

President Martinez directed the City Clerk to forward copy of said notice to Ms. Tawana and Ms. Roberson.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Pice, President Martinez.

No: Councilman Tucker.

Absent: Councilwoman Villani.

President Martinez: The yeses are seven, the noes are one and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

/ 6-S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor," (6-S & F-e) adopted May 4, 1977, as amended and supplemented. (To delete and create titles and adjust salaries including those per agreement with Essex Council #1, Civil Service Association)

(Copy of ordinance submitted to each Member of the Council)

(Public Hearing Closed)

A motion to amend the ordinance by adding, deleting and correcting titles within the ordinance was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilwoman Villani.

City Clerk: This ordinance, as amended, will be taken up for further consideration for final passage at a meeting of the Municipal Council to be held on September 2, 1987, at which time and place all persons who may be interested in the amendment to the ordinance will be given an opportunity to be heard concerning the same.

(Councilwoman Villani arrived at 2:35 P.M.)

HEARINGS OF CITIZENS.

/ 6-HC-a.

MS. PATRICIA BRADFORD, 7 LAUREL PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to rules addressing the Municipal Council at their meetings. The speaker noted the education of minority students in the City of Newark was not adequate.

/ 6-HC-b.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to City Officials' using City-owned vehicles.

City Clerk Marasco replied that Municipal vehicles are used for official City business.

/ 6-HC-c.

MR. JOHN GEROM, PORT STREET AND DOPEWIS AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council in opposition of the closing of Firehouse No. 8, located in the East Ward.

/ 6-HC-d.

MR. RUDOLPH CORNICK, 301 IRVINE TURNER BOULEVARD, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to speed limits in the vicinity of Grace West Manor during school hours. The speaker requested a bus shelter be placed at 301 Irvine Turner Boulevard.

August 5, 1987

102

6-HC-e.

MR. ARNOLD COHEN, 272 WALNUT STREET, NEWARK, NEW JERSEY, addressed the Municipal Council opposing the closing of Firehouse No. 8. The speaker noted the cost of the proposed garbage incinerator contract would be expensive and suggested the route of recycling.

6-HC-f.

MR. VICTOR DELUCA, 91 DARCY STREET, NEWARK, NEW JERSEY, addressed the Municipal Council opposing the closing of Firehouse No. 8.

Councilman Harris stated he would support a resolution opposing the closing of this resolution.

Councilman Carrino noted he will introduce a resolution at the appropriate time opposing the closing of this firehouse.

6-HC-g.

MS. JUNE KRUSZEWSKI, 27 SCHALK STREET, NEWARK, NEW JERSEY, addressed the Municipal Council strenuously opposing the closing of Firehouse No. 8.

President Martinez read letter dated August 4, 1987, from His Honor Mayor Sharpe James regarding the closing of this firehouse:

Thank you for your valued comments concerning the closing of Engine Company No. 8 located at 296 Perry Street. I too share your legitimate and heartfelt concerns for the safety and welfare of citizens residing in the Ironbound, a proud community and rightfully so.

In retrospect, after the professional decision was made by Fire Director, Mr. Claude M. Coleman and Fire Chief, Mr. Stanley J. Kossup, to close Engine Company No. 8, and being in receipt of many letters, I have asked for and received a full report concerning this matter. I am attaching some of the data for your personal review as well.

Our former great Fire Director and State Senator, the Honorable John P. Caufield, in his 1983, 1984 and 1985 annual reports, recommended that "obsolete and poorly located fire stations" be closed and/or relocated. In 1985 he closed Engine Company No. 4, on Dr. Martin Luther King, Jr. Boulevard between James and Orange Streets in the Central Ward. It has been stated that Engine Co. 8 was built in 1893 for the sole purpose of servicing the Celanese plastic company which posed an imminent danger as we were using horses, wagons and buckets to fight fires.

Firstly, I do not consider myself to be an experienced and knowledgeable firefighter. When we discuss the fire defenses of Newark, how many fire companies and

how many firefighters are required, we face a complex problem requiring much specific knowledge, expertise and pragmatic experience.

Moreover, and most importantly, important public safety matters should not be decided on emotion or by political pressure. These judgements must be based on professional, well-reasoned, intelligent considerations and dealt with in a comprehensive manner, never forgetting that our primary obligation is to provide adequate fire protection for all the citizens of our great City in the least costly way.

Before these judgements are made, many things, two in particular, must be thoroughly examined by the department:

1. The fire experience of our city today as compared to the past years.

August 5, 1987

2. The need for and location of fire stations today as compared to the time they were built. Some of our firehouses were built more than 100 years ago.
 - a. The fact that we had a population of 440,000 many years ago. Now, instead of protecting that many people, we are protecting about 314,000.

Both the Director and Chief, after an extensive study, have concluded that the closing of Engine Company No. 8 which had the third fewest responses in the City, will have a negligible impact on the delivery of firefighting services. Engine Company No. 16 had the second fewest responses in the City. Hence, the two fewest responding companies were in the same area. What is the plan? Engine Company No. 16 and Truck will be strengthened with increased personnel and equipment to fight fires. Also Truck 1 in the Ironbound section will receive a new rescue squad.

The East Ward will deservedly so have more fire personnel and apparatus than in any other ward. The East ward will have 4 Engine Companies, 3 Truck

Companies and a new rescue squad in safeguarding citizens. This is in recognition of its special and unique character as an industrial, commercial, and residential area with special concerns and special problems as you have commendably brought to my attention. We must also continue our program of demolishing fire traps, code enforcement, clean-up and public education. Yet, we would hope that there will never be a need to fight a fire.

The closing of any fire company, police station or neighborhood school is something all of us don't want to see happen. However, and equally important, is the fact that we must support the reputation and professionalism of our dedicated fire and police personnel who bring recommendations to us in an attempt to better serve, protect and safeguard citizens for whom they have taken an oath of office to make the ultimate sacrifice in ensuring our peace and harmony.

I, therefore, trust that you would be kind enough to forward any additional pertinent information omitted in reviewing this matter to my attention.

Again, I am most appreciative of your invaluable comments and look forward to working with you in making Newark realize its potential as New Jersey's leading city.

All the best,

- Respectfully yours,

Sharpe
Sharpe James
Mayor

Thank you!

President Martinez noted that the Municipal Council would support a resolution opposing the closing of any firehouse in the City of Newark.

(For further action on this item, see Resolution 7-R-dt (A.S.) on page 49 in the minutes of this meeting)

/ 6-HC-h.

MR. BRENDAN (DAN) O'FLAHERTY, 23 REYNOLDS PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council in opposition of ordinance granting tax abatement extensions and Senate Bill 3869.

/ 6-HC-i.

MS. M. ALINA RAMIREZ, 325 RIDGE STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to tax abatements given to companies in Newark.

/ 6-HC-j.

MS. KATHY TURK, 122 SECOND AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council opposing granting of tax abatements in the City of Newark. The speaker noted that the City cannot afford to give tax abatements to these companies.

/ 6-HC-k.

MS. KEA TANANA, 242 CAMDEN STREET, NEWARK, NEW JERSEY, addressed the Municipal Council requesting the public notice of the special meeting held July 16, '987. The speaker opposed development of the University Heights area.

President Martinez requested the City Clerk to forward copy of said notice to the speaker.

/ 6-HC-l.

MR. RICHARD G. SCHOON, 40 CLINTON STREET, NEWARK, NEW JERSEY, addressed the Municipal Council urging Council to adopt the tax abatement extensions in Newark.

A motion to permit **MR. MARVIN JENKINS EL, ASSEMBLYMAN WILLIE BROWN** and **EXECUTIVE DIRECTOR OF NEWARK ECONOMIC DEVELOPMENT CORPORATION MR. ALFRED FAIELLA,** to be heard under "Hearings of Citizens" was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 6-HC-m.

MR. MARVIN JENKINS EL, 120 EVERGREEN PLACE, EAST ORANGE, NEW JERSEY, addressed the Municipal Council with respect to the homeless in the City of Newark.

/ 6-HC-n.

MR. ALFRED FAIELLA, DIRECTOR OF NEWARK ECONOMIC DEVELOPMENT CORPORATION, addressed the Municipal Council explaining the reasons behind the Fox Lance Abatements, which is to keep taxes in Newark competitive.

/ 6-HC-o.

ASSEMBLYMAN WILLIE BROWN, addressed the Municipal Council explaining the law regarding tax abatement bill which is presently in the Assembly. The speaker stated that a business climate must be created in order for businesses to want to come to Newark.

Councilman Tucker requested to see the Bill that states only 5 years from Assemblyman Brown. Councilman Tucker noted that he would not vote for a 10 or 15 year tax abatement extension.

August 5, 1987

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

/ 7-R-a.

Resolution unalterably opposing construction of any transfer stations in the City of Newark; further, requesting Essex County Board of Chosen Freeholders to reconsider and rescind its vote for siting approval ordinance; further, directing Mayor, Corporation Counsel and Director of Engineering to take any and all steps necessary to prevent construction of same; further, directing Mayor, Corporation Counsel and Director of Engineering to initiate whatever steps to revoke, if necessary, the host municipality agreement between City of Newark, Essex County, and Port Authority of New York/New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to cable the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-b.

Resolution opposing construction of transfer stations at 100 Avenue A and 442 Frelinghuysen Avenue; further, requesting Essex County Board of Chosen Freeholders to reconsider and rescind its vote for the siting approval ordinance; further, authorizing Mayor, Corporation Counsel and Director of Engineering to take any and all steps necessary to prevent construction of same; further, authorizing Mayor, Corporation Counsel and Director of Engineering to initiate whatever steps to revoke, if necessary, the host municipality agreement between City of Newark, Essex County and the Port Authority of New York/New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-c.

Resolution voiding sale of City-owned property, 28 Grant Street, Block 29, Lot 35, pursuant to Resolution 7-R-bs (A.S.), December 8, 1986; Anthony Russo failed to close title within forty-five days after adoption of said resolution, thereby forfeiting his deposit (\$3,600.) to the City of Newark. (Executive Order No. PM860063, October 2, 1986)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-d.

Resolution voiding sale of City-owned property, 30 Grant Street, Block 29, Lot 34, pursuant to Resolution 7-R-bs (A.S.), December 8, 1986; Anthony Russo failed to close title within forty-five days after adoption of said resolution, thereby forfeiting his deposit (\$3,600.) to the City of Newark. (Executive Order No. PM860063, October 2, 1986)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-e.

Resolution accepting bid of ORKA ASSOCIATES, INC., only bid received, for purchase of City-owned property located at 5-7 Lincoln Park, Block 118, Lot 9, for sum of \$75,000.; pursuant to Executive Order No. PM870042, June 1, 1987.

(Minimum Offered Approved-\$75,000.; Capital Improvement-\$459,600.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Grant, through the Chair, requested the City Clerk to communicate with Director of Development Lucas requesting that he provide the Council, through the City Clerk's Office, with the specific procedures used by his department to monitor and ensure that the required capital improvements are completed and that all terms and conditions of the agreement with the city are complied with.

7-R-f.

Resolution accepting bid of SONJA BERNSTEIN and WILLIBALD CHROMY only bid received, for purchase of City-owned property located at 320 Grafton Avenue, Block 753, Lot 3, for sum of \$1,900.; pursuant to Executive Order No. PM870026, June 1, 1987.

(Minimum Offer Approved-\$1,841.50; Capital Improvement-Not Applicable)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-g.

Resolution authorizing Director of Finance to issue check in amount of \$250. payable to Stanley and Frank Troy and their attorney, Cathie D. McAuliffe, 210 River Street, Hackensack, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Hudson County, against City of Newark for emotional injuries resulting from their inability to locate their father's body which had been transferred to the New Jersey Medical Examiners Office in Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

August 5, 1987

/7-R-h.

Resolution authorizing Director of Finance to issue check in amount of \$1,000. payable to James Heath; further, authorizing Corporation Counsel is authorized to issue a Release for any back rents owed by said James Heath; on July 25, 1985, James Heath, tenant, allegedly sustained personal injuries in premises at 829 South 15th Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/7-R-i.

Resolution authorizing Director of Finance to issue check in amount of \$250. payable to Bridget A. Lang and her attorneys, Fox, Schackner and Mastrangelo, 120 Madison Avenue, P.O. Box 518, Madison, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; sustained damage to her vehicle as result of actions by City employees.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/7-R-j.

Resolution authorizing Director of Finance to issue check in amount of \$1,000. payable to Kaunas Bus Company and Bendit, Weinstock and Sharbaugh its attorneys, 80 Main Street, West Orange, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit seeking recovery for property damage allegedly caused by agents of the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/7-R-k.

Resolution authorizing Director of Finance to issue check in amount of \$579.69 to Reitman, Parsonnet, Mansel and Dugan, Esqs., 744 Broad Street, Suite 1807, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; in the matters of Essex County Jail Inmates et al. v. Collier and Fauver and U.S.A. v. City of Newark v. County of Essex, the Honorable Harold A. Ackerman, Judge of the United States District Court, has appointed Sidney Reitman, Special Master, and under the provisions of the Order, the City of Newark is required to pay an appropriate fee for the services of the Master, for period January 5, 1987 through February 20, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-1.

Resolution authorizing Director of Finance to issue check in amount of \$5,500. payable to Beverly Arnold and her attorneys, Stern & Weiss, 2115 Millburn Avenue, Maplewood, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey on or about December 27, 1985, seeking to be awarded compensatory damages together with interest and costs of suit for injuries allegedly sustained as result of negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-m.

Resolution authorizing Director of Finance to issue check in amount of \$1,500. payable to Edward Collins and his attorneys, Freeman and Bass, 24 Commerce Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey seeking to be awarded compensatory damages together with interest and costs of suit for injuries allegedly sustained as result of negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-n.

Resolution authorizing Corporation Counsel to execute Memorandum of Agreement, "In the Matter of the Arbitration between the City of Newark and Fraternal Order of Police, Newark Lodge No. 12, Grievance SARA dated June 17, 1987, upon receipt of all documents deemed necessary; further, authorizing Director of Finance to pay sum not to exceed \$18,000. to be disbursed to individual police officers and Stephen C. Richman, Esq., Markowitz & Richman, 1100 North American Building, 121 South Broad Street, Philadelphia, Pennsylvania, Counsel for the Union, in accordance with schedule to be provided by Fraternal Order of Police, Newark Lodge No. 12.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-o.

Resolution authorizing Director of Finance to issue check in sum of \$900. to Jose Sierra and Anthony L. Coviello, 307 Montgomery Street, Bloomfield, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel, for damages to his motor vehicle which was lawfully parked at 89 Montclair Avenue, Newark, New Jersey, which was struck by police vehicle operated by Vincent Bongermio, during the course of his employment. (Instituted suit in Superior Court of New Jersey, Special Civil Part, Law Division, Essex County)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

August 5, 1987

/ 7-R-p.

Resolution authorizing Corporation Counsel to file Release and Stipulation of Dismissal in Essex County Superior Court upon receipt of draft in sum of \$1,500. payable to City of Newark, from defendants Anthony Raimo and Angela Raimo; further, authorizing Director of Engineering to execute discharge of demolition lien against property located at 25 Cutler Street, Block 47E, Lot 31. (City of Newark instituted suit against Anthony Raimo (deceased) and Angela Raimo in Superior Court of New Jersey, Law Division, Essex County, to recover \$2,828.33 for cost and service fees of demolition of an unsafe building located at 25 Cutler Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

/ 7-R-q.

Resolution authorizing Director of Finance to issue check in sum of \$16,000. payable to John Davis and his attorneys, Piro, Zinna, Cifelli & Paris, 228 Franklin Avenue, Nutley, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel, for personal injuries arising from alleged negligence of City of Newark. (Instituted suit against City of Newark and Newark Sanitation Division in Superior Court of New Jersey, Law Division, Essex County)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

/ 7-R-r.

Resolution recognizing and commending the Moore and Porter families on the occasion of their annual family reunion held on July 24-25, 1987 in the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

/ 7-R-s.

Resolution recognizing and commending Imam W. Deen Muhammad on his illuminating visit to the Brendan Byrne Arena.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

/ 7-R-t.

Resolution recognizing and commending the graduates of the University of Medicine and Dentistry of New Jersey's Health Skills Training and Youth Health Skills Training Program.

(For action on this resolution, see page 3 in the minutes of this meeting)

✓ 7-R-u.

Resolution recognizing and commending Police Officers Mark Santiago, Carlos Ruiz, Miguel Marquez and Carlton Perry for their exemplary display of courage and valor in apprehending armed suspects.

(For action on this resolution, see page 3 in the minutes of this meeting)

✓ 7-R-v.

Resolution recognizing and commending Mr. Michael J. Nelson, Court Administrator, for his dedicated and professional service as an Attorney, Administrator, and community leader in the City of Newark.

(For action on this resolution, see page 4 in the minutes of this meeting)

✓ 7-R-w.

Resolution recognizing and commending Melvin Garrett, Jr., for his act of heroism on June 4, 1987.

(For action on this resolution, see pages 3 and 4 in the minutes of this meeting)

✓ 7-R-x.

Resolution declaring the week of July 27, 1987 as "Nuclear Medicine Week" within the City of Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

✓ 7-R-y.

Resolution paying tribute to the late Mr. James A. Bone and his lasting memory.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

✓ 7-R-z.

Resolution recognizing and commending Mr. Robert J. Grimm on his retirement as Health Officer of the City of Newark and expressing appreciation for his outstanding service to the citizens of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

✓ 7-R-ba.

Resolution recognizing and commending the Cathedral of Faith Baptist Church on the occasion of its Groundbreaking Ceremony for Phase I of its new edifice.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

✓ 7-R-bb.

Resolution ratifying contract for period June 1, 1987 to August 5, 1987; further, authorizing Business Administrator to enter into contract with Camptown Bus Lines, Inc., 140 Frelinghuysen Avenue, Newark, New Jersey and Community Coach Inc., 315 Howe Avenue, Passaic, New Jersey, lowest responsible bidders, for providing Bus Transportation for Senior Citizens of Newark, for period August 6, 1987 to May 31, 1988, for total sum of \$52,000., \$4,900.-Camptown Bus Lines, Inc., \$6,000.-Community Coach Inc., totalling \$10,000. to commence said program which has been encumbered in 1987 Budget of Department of Health and Human Services; any additional expenditures are contingent upon and subject to appropriation and certification of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

August 5, 1987

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Rice.

/ 7-R-bc.

Resolution ratifying contract for period July 1, 1987 to August 3, 1987; further, authorizing Business Administrator to enter into contract with Paramount Pest Control, Inc., 29 Freeman Street, West Orange, New Jersey, lowest responsible bidder, for Providing Exterminating Services for City of Newark for period August 6, 1987 to June 30, 1988, for total sum of \$50,000., \$8,268. encumbered in 1987 Budget of Department of General Services, Division of Public Buildings to commence said program, any additional 1987-1988 expenditures are contingent upon and subject to appropriation and certification of funds in each year.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Rice.

/ 7-R-bd.

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Business Administrator to enter into contract with X-Ray Diagnostic Institute, P.A., 667 Mt. Prospect Avenue, Newark, New Jersey, only responsible bidder, for Providing Radiological Services for City of Newark, for period August 5, 1987 to June 30, 1988, for total sum of \$100,000., \$10,000. encumbered in 1987 Budget of Department of Health and Human Services to commence said program, any additional 1987-1988 expenditures are contingent upon and subject to appropriation and certification of funds in each year.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Rice.

/ 7-R-be.

Resolution ratifying 9 contracts for period June 1, 1987 to August 5, 1987; further, authorizing Director of Health and Human Services to enter into and execute 9 contracts with Newark Day Care Centers for period August 6, 1987 to May 31, 1988 for total sum of \$255,230., to provide childhood day care services, to be paid from Housing and Community Development Act Funds, Year XIII, allocated to Department of Health and Human Services. (St. Joseph's Day Care; Sherman Community Center; North Ward Development Center; New Hope Development Center; King Memorial Day Care Center; Ironbound Children Center; Chen-Rutger; Babyland Nursery and Tri-City Day Care Center)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilmen Carrino, Rice.

/ 7-R-bf.

Resolution ratifying 11 contracts for period June 1, 1987 to August 5, 1987; further, authorizing Director of Health and Human Services to enter into and execute 11 contracts with Newark Day Care Centers for period August 6, 1987 to May 31, 1988 for total sum of \$342,211., to provide childhood day care services, to be paid from 1987 Municipal Operating Budget. (Newark Day Care Council; La Casa De Don Pedro; New Dawn Day Care; St. Ann's Community Center; Sherman Community Center; St. Joseph's Day Care; Urban League Day Care; Walter White Day Care; Young People's Institute; House of Prayer Day Care and Babyland Nursery)
 (Copy of resolution and correspondence submitted to each Member of the Council)

August 5, 1987

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Rice.

7-R-bg.

Resolution authorizing Acting Presiding Judge of the Newark Municipal Court to submit application to New Jersey State Police for Newark Municipal Court's participation in the New Jersey Criminal Justice Information Network; does not require expenditure of any municipal funds. (New Jersey Criminal Justice Information System (NJ CJIS) provides user municipalities with access to Division of Motor Vehicle files, criminal-outlaw system and various other menus for law enforcement information)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Rice.

7-R-bh.

Resolution authorizing Tax Collector to execute contract with Charles Garo Ashjian, Esq., for not only professional services, with respect to preparation of pleadings, related legal papers, entry of Judgements and Consent Orders Vacating Erroneous Entry of Judgement in particular claims as well as Consent Orders to Vacate after a period of 90 days following entry of judgement, and for incidental title searches to support filing of complaint necessary to foreclose, in rem, approximately 800 properties; cost of aforesaid work \$24,000.; funds to be paid from Operating Budget (Law Department). (Contract awarded without competitive bidding under provisions of Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Rice.

7-R-bi.

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor to execute contract with Robert W. Handricks, Inc., 7 Hutton Street, West Orange, New Jersey, for appraisal of real property tax appeal and appraisal services, for \$25,000., for period August 6, 1987 to June 30, 1988, \$10,000. encumbered in 1987 Operating Budget of Law Department; remaining \$15,000. is contingent upon adoption of budget appropriation in fiscal year 1987 which funds when adopted will be encumbered for said purpose. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

August 5, 1987

/ 7-R-bj.

Resolution authorizing Business Administrator to enter into one-year contract with Coopers and Lybrand, Washington, D.C., for period August 6, 1987 to August 5, 1988, for sum not to exceed \$18,000., for analyses of financial and operational factors related to current employee benefit programs at key points. (Contract awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1) (a) (ii) of the Public Contracts Law).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani.

No: President Martinez.

Absent During Roll Call: Councilman Rice.

At a later time in the meeting, after Resolution 7-R-bk, Councilman Harris requested his vote be changed from the affirmative to the negative.

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani.

No: Councilman Harris, President Martinez.

Absent During Roll Call: Councilman Rice.

/ 7-R-bk.

Resolution amending Resolution 7-R-b (S-1), February 25, 1986, contract with David M. Griffith and Associates, Ltd., 666 Dundee Road, Northbrook, Illinois, for purpose of conducting a cost recovery study of all regulatory agencies to recommend and implement cost recovery measures as set forth in said resolution, for amount of \$135,000., by extending completion date of Agreement to August 31, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

/ 7-R-bl.

Resolution amending Resolution 7-R-f, October 1, 1985, contract with Employment and Training Institute, for Oversight Services Program Number PY 86-24-02, August 1, 1986 to June 30, 1987, \$26,475., by changing ending date to September 30, 1987; all other provisions shall remain unchanged; no additional funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Rice.

7-R-bm.

Resolution authorizing Mayor and Director of Development to execute contract known as Regional Contribution Agreement with Municipalities of Passaic, Roseland and Denville for the purpose of providing funding for the construction of 234 low and moderate income units as identified on Exhibit A, does not require expenditure of any Municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

7-R-bn.

Resolution authorizing Fire Director to execute Agreement with New Jersey State Department of Transportation for rearrangement of certain fire alarm facilities to accommodate the rehabilitation of Jackson Street Bridge and Raymond Boulevard Improvements, Project M/7634 (101) Agreement No. 9.; does not require expenditure of any municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

7-R-bo.

Resolution authorizing Director of Engineering to make application to New Jersey Transit Corporation for purchase and installation of bus shelters at locations deemed useful by the Director at locations where community organizations agree to maintain said bus shelters; further, authorizing Director of Engineering to execute an agreement or agreements with community organizations to maintain said bus shelters with installation of the shelters at locations recommended by the Director. (Urban Mass Transportation Administration has provided to New Jersey Transit for purchase of bus shelters throughout the State of New Jersey)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite the appropriate principals to meet with the Council at a future special conference was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bp.

Resolution designating stop intersection on South 19th Street and 11th Avenue; stop signs shall be installed on 11th Avenue; pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bq.

Resolution amending Resolution 7-R-h, March 21, 1984, agreement with Newark Economic Development Corporation Financial Management Corporation and Mulberry Urban Renewal Associates to transfer \$625,000. to NEDC Financial Management Corporation, by changing Subparagraphs III(a)(1)(i), (ii) and (iii) of Exhibit E and paragraphs 1 and 2, page 2, of the Contract.

(Copy of resolution and correspondence submitted to each Member of the Council)

August 5, 1987

115

A motion to table the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-br.

Resolution rescinding Resolution 7-P-sh, November 6, 1985, "Resolution authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into an amended agreement designating Newark Economic Development Corporation Financial Management Corporation as a participating party, revising the loan repayment schedule from quarterly to monthly installments and including pilot payments as an allowable operating expense to compute "Net Annual Cash Flow" with the United States Department of Housing and Urban Development B-85-AA-34-0297, for renovating and on-site improvements for 26,000 square feet, 130 bed residential care facility located at 593-607 Irvington Avenue; City of Newark shall accept \$232,850."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ls.

Resolution requesting Director of Local Government Services to make corrections in 1987 City of Newark Budget, from Department of Health and Human Services, Division of Recreation and Cultural Affairs, Salaries and Wages, Other Pay to Other Expenses, Services by Contract or Agreement; additional funds for Professional Services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

7-R-bt.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Nutrition Project for the Elderly, \$13,053.24; item available from Essex County Department of Citizen Services, Division on Aging.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

7-R-bu.

Resolution authorizing transfer of Housing and Community Development Act, Eleventh Year (H.C.D.A. XI) funds, from Reprogrammable Funds, Salaries and Wages, Other Expenses-\$200,000. to Newark Collaboration Program, Salaries and Wages, Other Expenses-\$200,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

/ 7-R-bv.

Resolution accepting bid of PAULA'S FURNITURE CO., only bid received, for purchase of City-owned property known as 301-305 Broad Street, Block 449, Lots 16, 18, for \$13,300.; pursuant to Executive Order No. PM870045, June 18, 1987.

(Minimum Offer Approved-\$13,200 , Capital Improvement-\$150,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

A motion to adopt the resolution, as amended, was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

/ 7-R-bw.

Resolution authorizing Finance Director to issue check in the amount of \$4,000. payable to Kyang Y. Kim, paid as deposit for City-owned property located at 917 Bergen Street, Block 3593, Lot 17; redemption of property by previous owner pursuant to Court Order.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

/ 7-R-bx.

Resolution authorizing Director of Finance to issue check in the amount of \$3,950. payable to Kittie Williams and Muneerah Hasan, paid as deposit for City-owned property located at 358 Leslie Street, Block 3724, Lot 72; Municipal Council did not accept bid.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

/ 7-R-by.

Resolution authorizing Finance Director to issue check in the amount of \$3,310. payable to Leroy A. Cooke and Karen J. Velarde, paid as deposit for City-owned property located at 696 Dr. Martin Luther King, Jr. Boulevard, Block 121, Lot 10; property redeemed by previous owner.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

/ 7-R-bz.

Resolution amending Resolution 7-R-by(A.S.), June 3, 1987, authorizing Business Administrator to execute Bargain and Sale Deeds for properties sold at Public Auction held May 21, 1987, per attached Exhibits A and B for the sum of \$2,511,500. to the highest bidders pursuant to Executive Order No. PM 870636, issued May 1, 1987, by issuing deed for property 79-81 Farley Avenue, Block 3002, Lot 15, to Lottie and Eugene Enos instead of Lottie Enos.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

/ 7-R-ca.

Resolution authorizing Business Administrator to enter into Installment Agreement with each "Occupant of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due City of Newark on any property, shall be made in substantially equal monthly installments over period not exceeding three (3) years; current monthly charges shall be paid concurrently with monthly installments. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-cb.

Resolution authorizing Corporation Counsel and Tax Collector to enter into (partial) "Consent Orders to Vacate" foreclosure judgements with each previous "Owner of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due City of Newark plus subsequent years' taxes be paid in full on the date of redemption. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-cc.

Resolution authorizing Corporation Counsel and Tax Collector to enter into (partial) "Consent Orders to Vacate" foreclosure judgements with each previous "Owner of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due City of Newark plus subsequent years' taxes be paid in full on the date of redemption. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-cd.

Resolution authorizing Corporation Counsel and Tax Collector to enter into Consent Order/Installment Agreement with each previous "Owner of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due City of Newark on any one parcel shall be made in substantially equal monthly installments over a period not exceeding three (3) years in all; current year's taxes and each subsequent year's taxes, thereafter, be paid quarterly, as provided by State Law, and concurrently with monthly installments on the arrears. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-ce.

Resolution authorizing Finance Director to issue checks to persons and in amounts shown on annexed Exhibit A, totalling \$229,460.56 for overpayments carried on books and records of Tax Collector by reason of County Board Judgements, Tax Court Judgements, Senior Citizen Allowances, Veteran's Allowances and Cash Overpayments for years 1984, 1985, 1986 and 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-cf.

Resolution authorizing Finance Director to issue checks to persons and in amounts shown on annexed Exhibit A, totalling \$949,560.05 for overpayments carried on books and records of Tax Collector by reason of County Board Judgements, Tax Court Judgements, Senior Citizen Allowances, Veteran's Allowances and Cash Overpayments for years 1984, 1985, 1986 and 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-cg.

Resolution authorizing Finance Director to issue checks to persons and in amounts shown on annexed Exhibit A, totalling \$257,198.34 for overpayments carried on books and records of Tax Collector by reason of County Board Judgements, Tax Court Judgements, Senior Citizen Allowances, Veteran's Allowances and Cash Overpayments for years 1983, 1984, 1985, 1986 and 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-ch.

Resolution amending Resolution 7-R-bj, July 8, 1987, authorizing foreclosure of properties by Summary Proceedings, In-Rem, as provided in In-Rem Tax Foreclosure Act (1948), R.S. 54:4-104.29, et seq., eligible tax sale certificate, by correcting numerous errors in property description; completing the columns E & F of the Tax Foreclosure list and authorizing claim 814 as a re-foreclosure.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Tax Collector shall send a registered letter to every property owner prior to going into court on the foreclosure," was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

August 5, 1987

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

/ 7-R-ci.

Resolution declaring an emergency exists to Ordinance 6-Ph, S & F-k, "Ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the University Heights Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40:12-5(a)(1) and N.J.S.A. 20:1-1 et seq." Being finally adopted August 5, 1987, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with N.J.S.A. 40:59A-181(b). (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

At this time, Mayor Sharpe James addressed the Municipal Council with respect to opposing transfer stations located in the City of Newark. Mayor James also stated he would be in support of a five year extension for tax abatements.

✓ 7-R-cj.

Resolution ratifying 2 contracts for period July 6, 1987 to August 5, 1987; further, authorizing Director of Health and Human Services to enter into and execute contracts with Lyons Avenue Pharmacy, 327 Lyons Avenue and Monte's Food Market, 401-403 15th Avenue, Newark, New Jersey, for provision of the MIC Program, for period August 6, 1987 to September 30, 1987, no monetary compensation paid by the City of Newark to the contractor under aforesaid contracts. (Contracts awarded without competitive bidding pursuant to provisions of Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.) (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-ck.

Resolution recognizing and commending baseball great Ray Dandridge, Sr., for his outstanding accomplishments on the occasion of his being inducted to the Baseball Hall of Fame.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-cl.

Resolution supporting the New Jersey Transit Bus Operations' proposal for the establishment of Bus Lanes within the City of Newark.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Not Voting: Councilman Carrino.

7-R-cm.
(A.S.)

Resolution recognizing and commending Mr. Robert C. Holmes for his outstanding service to the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cn.
(A.S.)

Resolution establishing salaries in the Office of the Municipal Council and Office of the City Clerk, effective January 1, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-co.
(A.S.)

Resolution supporting efforts to obtain loans from Local Development Financing Fund to assist in financing of the following projects: Kohler Delicatessen Meats, Inc., 190 Magazine Street, construction of a 34,000 sq. ft. refrigerated warehouse at Paris & Magazine Streets, TPC-\$3,500,000., LDFF Award-\$700,000., New Jobs-70; Clinton Corner Associates, 604 Market Street, conversion of a 20,800 sq. ft. Ironbound Industrial Building into a professional office building, TPC-\$1,550,000., LDFF Award-\$350,000., New Jobs-105; Berger Park Place Associates, 50 Park Place, purchase and renovation of the Park Place Quality Inn Hotel and Office Building, TPC-\$5,000,000., LDFF Award-\$800,000., New Jobs-255; Ironbound Educational and Cultural Center, 2-14 Ferry Street, purchase and renovation of a 15,000 sq. ft. former bank building for retail/office use, TPC-\$370,000., LDFF Award-\$173,560., New Jobs-45; Accurate Set, 1199 Broad Street, construction of a 19,000 sq. ft. dental supply facility, TPC-\$632,682., LDFF Award-\$100,000., New Jobs-30.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Stewart Fried, Newark Economic Development Corporation met with the Council August 5, 1987)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cp.
(A.S.)

Resolution accepting bid of Pastor Joseph Tuobs, Tabernacle of Holiness, Inc., highest responsible bidder, for leasing of City-owned property known as 362-64 Springfield Avenue, Block 297, Lots 13-14, for \$200. annually, for period August 17, 1987 to September 4, 1987; pursuant to Executive Order No. PH 870051, issued July 9, 1987.

(Tent Revival)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cq.
(A.S.)

Resolution authorizing Director of Finance to issue check in sum of \$34,350. payable to Gwendolyn Johnson, guardian ad Litem for Michael Johnson, and infant and Ronald Melinson, P.A., their attorney, 161 Halsted Street, East Orange, New Jersey, 07013, upon receipt of all documents deemed necessary by Corporation Counsel; Ms. Johnson, guardian ad Litem for Michael Johnson, an infant, instituted lawsuit against Aggie Sawyer, the City of Newark and Patricia Kelly (a former City summer employee) in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries sustained by Michael Johnson; \$34,350.-City of Newark; \$16,650.-Aggie Sawyer)

(Copy of resolution and correspondence submitted to each Member of the Corporation Counsel Grant met with Counsel August 5, 1987)

August 5, 1987

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-cr.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with New Hope Skills Center, Inc., 111-119 Sussex Avenue, Newark, only quote received, for Youth Construction Trades Training Program, Number PY 87-09-01, for period August 6, 1987 to June 30, 1988, for total sum of \$87,750., for 45 participants in three cycles, 16 weeks per cycle and 15 participants; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-cs.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Urban Technical Institute, 3 William Street, Newark, lowest responsible quote received, for Electronic Production Assembler Training Program, Number PY 87-07-01, for 40 participants in 26 weeks, for period August 6, 1987 to December 31, 1987, for total sum of \$140,400.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

/ 7-R-ct.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with F.O.C.U.S. NEWARK, INC., lowest responsible quote received, for a Bi-Lingual Clerk Typist Training Program, Number PY 87-10-01, for 50 participants in 2 cycles, for period August 6, 1987 to June 30, 1988, for total sum of \$73,750.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-cu.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with WORLDWIDE EDUCATIONAL SERVICES, INC., lowest responsible quote received, for a Word Processing Training Program, Number PY 87-06-01-A, for 50 participants in 3 twelve week cycles (15 per cycle). (20 per cycle) for period August 6, 1987 to June 20, 1988, for total sum of \$110,000.; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

August 5, 1987

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cv.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Urban League of Essex County, lowest responsible quote received, for a Word Processing Training Program, Number PY 87-06-01-B, for 50 participants in 2 seventeen week cycles, for period August 6, 1987 to June 30, 1988, for total sum of \$150,000.; source of funds New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cw.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Careerworks, Inc., lowest responsible quote received, for a Basic Skills and Remediation Combined with retail Sales/Cashier Skills for Out-of-School Youth 16-21 Years of Age Training Program, Number PY 87-14-01-B, for 1000 participants in 5 ten week cycles, for period August 6, 1987 to June 30, 1988, for total sum of \$189,500.; source of funds New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cx.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with New Hope Skills Center, Inc., lowest responsible quote received, for a Basic Skills and Remediation Combined with Custodial Service Skills for Out-of-School Youth 16-21 Years of Age Training Program, Number PY 87-14-01-C, for 30 participants in two 22 week cycles, for period August 6, 1987 to June 30, 1988, for total sum of \$75,000.; source of funds New Jersey Department of Labor, Employment and Training Administration, Title IIA Adults.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cy.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Careerworks, Inc., lowest responsible quote received, for a Hotel Service Training Program, Number PY 87-17-01, for 50 participants in 5 nine week cycles, for period August 6, 1987 to June 30, 1988, for total sum of \$85,500.; source of funds New Jersey Department of Labor, Employment and Training Administration, Title IIA Adults.

(Copy of resolution and correspondence submitted to each Member of the Council)

August 5, 1987

123

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-cz.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with North Ward Center, Inc., lowest responsible quote received, for a Business Office Skills/Bookkeeping Training Program, Number PY 87-16-C1-B, for 30 participants (18 Adults and 12 Youths into 17 week cycles) for period August 6, 1987 to June 30, 1988, for total sum of \$75,000.; source of funds New Jersey Department of Labor, Employment and Training Administration, Title IIA Adults.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-da.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Association for Retarded Citizens of the United States, only quote received, for an On-the-Job Training for Retarded Citizens Program, Number PY 87-02-01, for 41 participants, for period August 6, 1987 to June 30, 1988, for total sum of \$16,618.; source of funds New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-db.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Careerworks, Inc., lowest responsible quote received, for Basic Skills and Remediation Combined with Hotel Service Skills for Out-of-School Youth 16-21 Years of Age Training Program, Number PY 87-14-C1-A, for 50 participants in 5 ten week cycles, for period August 6, 1987 to June 30, 1988, for total sum of \$94,750.; source of funds New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

/ 7-R-dc.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Work Oriented Rehabilitation Institute, Inc., lowest responsible quote received, for an Employment and Training Services for Former Drug and Alcohol Abusers Training Program, Number PY 87-11-01, for 100 participants, for period August 6, 1987 to June 30, 1988, for total sum of \$167,393.; source of funds New Jersey Department of Labor, Employment and Training Administration, Title IIA.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-dd.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Urban Technical Institute, Inc., lowest responsible quote received, for a Computer Repair Technician Training Program, Number PY 87-19-01, for 10 participants in 48 weeks, for period August 6, 1987 to June 30, 1988, for total sum of \$54,600.; source of funds New Jersey Department of Labor, Employment and Training Administration, Title IIA.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-de.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with N.J. District Council of Roofers, Inc., lowest quote received, for a Pre-Apprentice Roofers Training Program, Number PY 87-04-01, for 20 participants in two cycles (10 each cycle), for period August 6, 1987 to June 30, 1988, for total sum of \$90,000.; source of funds New Jersey Department of Labor, Employment and Training Administration, Title IIA.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-df.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with New Hope Skills Center, Inc., lowest responsible quote received, for a Building Maintenance Training Program, Number PY 87-05-01, for 45 participants in three cycles (15 each cycle), for period August 6, 1987 to June 30, 1988, for total sum of \$87,300.; source of funds New Jersey Department of Labor, Employment and Training Administration, Title IIA.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-dg.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Essex College of Business, lowest responsible quote received, for a Business Office Skills/Bookkeeping Training Program, Number PY 87-16-01-A, for 60 participants (24 Adults and 36 Youths in 5 twenty-four week cycles) 12 participants per cycle, for period August 6, 1987 to June 30, 1988, for total sum of \$136,500.; source of funds New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

August 5, 1987

✓ 7-R-dh.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Essex County College, for a Training Incorporated Program, Number PY 87-25-01-N, for 40 participants in 3 fourteen week cycles, for period August 6, 1987 to June 30, 1988, for total sum of \$120,000.; source of funds New Jersey Department of Labor, Employment and Training Administration, Title 84 Adults. (Contract awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(2))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-di.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training to enter into and execute contract with Private Industry Council, for implementation of Marketing Activities for the Enhancement of the Employment and Training System, PY 87-22-01-N, for period August 6, 1987 to June 30, 1989, for total sum of \$36,000.; source of funds New Jersey Department of Labor, Employment and Training Administration, Title 11A. (Contract awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(2))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-dj.
(A.S.)

Resolution ratifying contract for period July 1, 1987 to August 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with University of Medicine and Dentistry of New Jersey, for a Health Care Workers Training Program, Number PY 87-23-01-N, for 70 participants in 5 eight week cycles, 14 per cycle, for period August 6, 1987 to June 30, 1988, for total sum of \$100,000.; source of funds New Jersey Department of Labor, Employment and Training Administration, Title 84 Adults. (Contract awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-dk.
(A.S.)

Resolution authorizing Mayor and Municipal Comptroller to enter into contract with Frye, Williams and Co. to audit City of Newark's Urban Development Action Grant (UDAG), for period January 1, 1984 to November 1, 1984; in amount of \$489,250. provided by U.S. Department of Housing and Urban Development Administration; contract shall not exceed \$5,000.; no payment of contracted amount to be paid until Municipal Council accepts audit report. (Contract awarded without competitive bidding under provisions of Local Public Contracts Law N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-R-dl.
(A.S.)

Resolution designating Redeveloper for St. Lucy's II Area Redevelopment Project (Blocks 475 and 476) (Kemsco Development Co., Inc., 139-147 Harper Street, Newark), for purpose of constructing a residential complex on City-owned property; pursuant to N.J.S.A. 55:14A-56 and N.J.S.A. 40:55C-1 et. seq.

(Copy of resolution and correspondence submitted to each Member of the Council)

August 5, 1987

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dm.
(A.S.)

Resolution by the Municipal Council strongly opposing proposed federal legislation which would impose a luxury excise tax on jewelry within the United States due to the negative effects this legislation would have on the American Jewelry Industry.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dn.
(A.S.)

Resolution authorizing Mayor and Municipal Comptroller to enter into contract with Lawrence Belcher to audit City of Newark's Urban Development Action Grant (UDAG), for period January 1, 1983 to December 31, 1984; in amount of \$915,000. provided by U.S. Department of Housing and Urban Development Administration; contract shall not exceed \$6,700.; no payment of contracted amount to be paid until Municipal Council accepts audit report. (Contract awarded without competitive bidding under provisions of Local Public Contracts Law N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-do.
(A.S.)

Resolution accepting audit report from Lawrence Belcher, CPA; for audit of Construction of Newark Storm Water Pumping Station; further authorizing Municipal Comptroller to pay Lawrence Belcher sum not to exceed \$19,500., upon acceptance of audit report.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dp.
(A.S.)

Emergency resolution appropriating \$100,000.; Department of Law, Other Expenses, Services by Contract or Agreement-\$100,000., for Legal Fees, Land Fill Injunction; said emergency funds shall be provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

August 5, 1987

7-R-dq.
(A.S.)

Resolution authorizing Finance Director to issue check in amount of \$200. payable to Rosalie Gore, 400 Oakwood Avenue, Orange, upon receipt of all documents deemed necessary by Corporation Counsel; Ms. Gore having instituted suit in Superior Court of Essex County, Special Civil Part, seeking to be awarded compensatory damages together with interest and cost of suit as result of motor vehicle accident on February 2, 1987, involving vehicle owned by City and operated by City employee.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dir.
(A.S.)

Resolution amending Resolution 7-R-A(s), May 13, 1987, by changing the firm name from Carella, Byrne, Bain and Gilfillan, Esqs. to Sills, Beck, Cummis, Zuckerman, Radin, Tischman and Epstein, Esqs. and amount of contract from \$30,000. to \$100,000.; all other terms and conditions shall remain unchanged.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite law firm of Sills, Beck, Cummis, Zuckerman, Radin, Tischman and Epstein to meet with the Council at their special conference, August 11, 1987 was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ds.
(A.S.)

Resolution executing Memorandum of Understanding for receipt of Distressed Cities State Aid, pursuant to L. 1987, c. 75.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dt.
(A.S.)

Resolution strongly opposing Mayor Sharpe James' decision to close down Fire Engine Company No. 8 within the Ironbound Community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

MOTIONS.

7-M-a.

A MOTION EXPRESSING THE SUPPORT OF THE NEWARK MUNICIPAL COUNCIL FOR THE NEWARK FESTIVAL OF PEOPLE AND REQUESTING THE ADMINISTRATION TO MAKE AVAILABLE FUNDS IN THE AMOUNT OF \$10,000. TO AID IN THIS MOST WORTHWHILE CELEBRATION was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-b.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ROSEANGELA SICONOLFI, MOTHER OF COUNCILWOMAN-AT-LARGE MARIE VILLANI was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

August 5, 1987

✓ 7-M-c.

A MOTION CONVEYING BEST WISHES FOR A SPEEDY RECOVERY TO MS. RENIA KNIGHT, AIDE TO COUNCILMAN GEORGE BRANCH was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-d.

A MOTION DIRECTING THE CITY CLERK TO INVITE MANAGER OF RECREATION AND CULTURAL AFFAIRS LIGHTFOOT TO A SPECIAL CONFERENCE ON TUESDAY, AUGUST 11, 1987 TO INSURE THE COUNCIL THAT THE MONEY APPROPRIATED FOR THE "POP" WARNER FOOTBALL IS AVAILABLE was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-e.

A MOTION STRONGLY OPPOSING THE NOMINATION OF ROBERT BORK TO THE UNITED STATES SUPREME COURT; FURTHER, URGING NEW JERSEY'S UNITED STATES SENATORS TO VOTE IN THE NEGATIVE ON MR. BORK'S NOMINATION TO THE U.S. SUPREME COURT was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-f.

A MOTION REQUESTING A REPORT FROM DIRECTOR OF ENGINEERING ZACH ON THE PROGRESS OF THE REPAIRS AND REHABILITATION OF SCOTT'S MANSION A.K.A. THE KRUEGER MANSION was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

✓ 7-M-g.

A MOTION REQUESTING THE MANAGER OF INSPECTION AND ENFORCEMENT SEND OUT THE PROPER AUTHORITIES TO REMOVE THE GARBAGE AT 315-319 RENNER AVENUE WHICH HAS BEEN THERE FOR AT LEAST A YEAR was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

✓ 8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received July 1, 1987 enclosing proposed "Ordinance to amend 'An ordinance providing for annual equipment and clothing allowance for uniformed and civilian members of the Fire Department of the City of Newark' (6-S & F-p) adopted March 20, 1963, as amended and supplemented (To adjust allowance for Fire Superior Officers)."

(Increase in clothing allowance for members of Fire Superior Officers per binding arbitration)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

✓ 8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received July 1, 1987 enclosing proposed "Ordinance authorizing Business Administrator to enter into a lease agreement with Newark Community Health Centers, Inc., for property located at 737-751 Broadway A.K.A. 57-65 Grafton Avenue, Newark, New Jersey for period March 1, 1987 to February 23, 1988, for sum of one dollar (\$1) per year plus any county taxes to become due and owing during tenancy."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1987 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

✓ 8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received July 2, 1987 enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To create the title and salary range for Chief Auditor thirty seven and one half hours and to abolish the title of Chief Auditor thirty five hours)."

(Municipal Courts)

		Annual Minimum Salary	Annual Maximum Salary
Chief Auditor (1)	8/31/87	\$28,577.85	\$34,410.26
(37½ Hours)	1/1/88	29,985.74	36,130.77)

(Creating title Chief Auditor, 37½ hours and abolishing title Chief Auditor, 35½ hours. Represented by Essex Council #1, Civil Service Association. Fiscal Impact \$700.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1987 Agenda of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call. Councilman Carrino.

✓ 8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received July 8, 1987 enclosing proposed "Ordinance amending 'An ordinance providing for the vacation of Bleeker and Hoyt Streets as each is laid out 55 foot in width and 60 foot in width, respectively, on the Map of the Commissioners to lay out streets, avenues, and squares: vacating Bleeker Street from the easterly line of Lock Street, easterly to the westerly line of Golden Street; and vacating Hoyt Street from the northerly line of Bleeker Street, northerly to the southerly line of Central Avenue.'"

(Rescinds the Reservation for Water Mains, Electric Utilities, Telephone Conduits, or other public utilities since these utilities will be abandoned with no detrimental affects to the area)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

August 5, 1987

✓ 8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received July 15, 1987 enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Health and Human Services,' (F-S & F-x) adopted July 16, 1986, as amended and supplemented (To correct the hours from thirty-five to forty hours for the position titles of Supervisor of Cultural Affairs and Supervisor of Recreation)"

(Supervisor of Cultural Affairs	1/1/87	\$26,781.17 - \$32,250.71
(40 hours) (1)	1/1/88	25,120.23 - 33,863.25

Supervisor of Recreation	1/1/87	31,011.44 - 37,392.43
(40 Hours) (1)	1/1/88	32,562.01 - 39,262.05

(Represented by Essex Council #1, Civil Service Association. No fiscal impact since employees are working 40 hours and 35 hours was an error)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

✓ 8-f.

The City Clerk presented Proposed "Ordinance to amend Title 2, Chapter 4, Article 4, Municipal Publications and Signs, Section 20 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Filing of Masthead Publications Required)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

✓ 8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received July 21, 1987 enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977 and amendments thereto (To create certain position titles)" (7 titles)

(Titles created for providing Division of Office Services with its full complement as in 1987 budget. Represented by Essex Council #1, Civil Service Association. Funds in 1987 budget.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1987 Agenda of the Municipal Council for first reading was made by Councilman Harris, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

✓ 8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received July 24, 1987 enclosing proposed "Ordinance approving the Redevelopment and the Feasibility of Relocation for City Tax Block 815, Lots 28, 29 and 34."

(381-383 Woodside Avenue, 794-798 Summer Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval by Central Planning Board)

(For action on this item. see Ordinance 6-F-p on page 10 in the minutes of this meeting.)

August 5, 1987

8-i.

The City Clerk presented Communication from Business Administrator Monteilh, received July 24, 1987 enclosing proposed "Ordinance approving the Redevelopment and the Feasibility of Relocation for City Tax Block 613, Lots 42 and 29." (87-89 Wakeman Avenue and 11-13 Nursery Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-q on page 10 in the minutes of this meeting.)

8-j.

The City Clerk presented Communication from Business Administrator Monteilh, received July 24, 1987 enclosing proposed "Ordinance authorizing the revision of taxes, interest and penalties occurring after the effective date of the tax abatement agreement for the premises located at 189-195 Frelinghuysen Avenue, Newark, New Jersey."

(Owned by GRA Realty, Ltd. and used by Atco Products, Inc.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1987 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

8-k.

The City Clerk presented Communication from Business Administrator Monteilh, received July 24, 1987 enclosing proposed "Ordinance approving the Redevelopment and the Feasibility of Relocation for City Tax Block 776, Lots 1, 2, 3, 4, 5, 42, and 58."

(Halleck Street and Summer Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-r on page 10 in the minutes of this meeting.)

8-l.

The City Clerk presented Communication from Business Administrator Monteilh, received July 16, 1987 enclosing proposed "Ordinance authorizing the Director of Department of Development to acquire all privately owned properties within the Broadway Project Redevelopment Area, more specifically identified in Exhibit A, or in the Alternative authorizing Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et. seq."

(730-737 Broadway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-s on page 11 in the minutes of this meeting.)

8-m.

The City Clerk presented Communication from Business Administrator Monteilh, received July 24, 1987 enclosing proposed "Ordinance to amend Title 21A, Soil Erosion and Sediment Control, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To amend Section 21A:5-1, Application Fees)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1987 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

✓ 8-n.

The City Clerk presented Communication from Business Administrator Monteilh, received July 27, 1987 enclosing proposed "Ordinance requiring a deposit on all beverage containers sold or offered for sale in the City of Newark."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance; further, directing the City Clerk to invite Business Administrator Monteilh and Director of Engineering Zach to meet with the Council at their pre-meeting conference September 1, 1987; further, directing the City Clerk to invite Business Administrator Monteilh, Director of Engineering Zach and representatives from the State Department of Commerce and Industry to meet with the Council at a future special conference was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

✓ 8-o.

The City Clerk presented Communication from Business Administrator Monteilh, received July 27, 1987 enclosing proposed "Ordinance amending Title 13A, Administration and Regulation of Solid Waste, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."
(To expedite court processing of complaints against violators of Title 13A)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Grant, Harris.

✓ 8-p.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended (To adjust the salary of Director, Department of Finance)."
(Director, Department 1/1/87 \$58,096.47 - \$58,096.47
of Finance (1) 1/1/88 62,163.22 - 62,163.22)
(7% increase for each of the years 1987 and 1988)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

✓ 8-q.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (5-S & F-e) adopted May 16, 1979, as amended (To adjust the salary of Director, Department of General Services)."
(Director, Department 1/1/87 \$58,096.47 - \$58,096.47
of General Services (1) 1/1/88 62,163.22 - 62,163.22)
(7% increase for each of the years 1987 and 1988)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

August 5, 1987

133
8-r.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977, and amendments thereto. (To adjust the salaries for Director, Police Department and Police Chief)."

Director, Department of Police	(1)	1/1/87	\$58,096.47 - \$58,096.47
		1/1/88	62,163.22 - 62,163.22

Police Chief	(1)	1/1/87	56,175.00 - \$56,175.00
		1/1/88	60,107.25 - 60,107.25

(7% increase for each of the years 1987 and 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council.)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

8-s.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-l) adopted May 4, 1977 and amendments thereto. (To adjust the salary of Director of Fire)."

Director, Department of Fire	(1)	1/1/87	\$58,096.47 - \$58,096.47
		1/1/88	62,163.22 - 62,163.22

(7% increase for each of the years 1987 and 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

8-t.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977 as amended (To adjust the salary of Director, Department of Engineering)."

Director, Department of Engineering	(1)	1/1/87	\$58,096.47 - \$58,096.47
		1/1/88	62,163.22 - 62,163.22

(7% increase for each of the years 1987 and 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

8-u.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services,' (6-S & F-x) adopted July 16, 1986 as amended (To adjust the salary of Director, Department of Health and Human Services)."

Director, Department of Health and Human Services	(1)	1/1/87	\$58,096.47 - \$58,096.47
		1/1/88	62,163.22 - 62,163.22

(7% increase for each of the years 1987 and 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Grant.

✓ 8-v.
 (A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development,' (6-S & F-z) adopted July 16, 1986 as amended (To adjust the salary of Director, Department of Development)."

(Director, Department of Development	1/1/87	\$58,096.47 - \$58,096.47
(1) 1/1/88	62,163.22 - 62,163.22	
(7% increase for each of the years 1987 and 1988)		
(Copy of ordinance and correspondence submitted to each Member of the Council)		

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Grant.

✓ 8-w.
 (A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control,' (6-S & F-ba) adopted July 16, 1986 as amended (To adjust the salaries of Director, Department of Land Use Control and Tax Assessor)."

(Director, Department of Land Use Control	1/1/87	\$58,096.47 - \$58,096.47
(1) 1/1/88	62,163.22 - 62,163.22	
(7% increase for each of the years 1987 and 1988)		
(Copy of ordinance and correspondence submitted to each Member of the Council)		

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Grant.

✓ 8-x.
 (A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Law and establishing salaries therefor,' (6-S & F-q) adopted May 4, 1977, and amendments thereto (To adjust the salary for Corporation Counsel)."

(Corporation Counsel	(1) 1/1/87	\$58,096.47 - \$58,096.47
	1/1/88	62,163.22 - 62,163.22
(7% increase for each of the years 1987 and 1988)		
(Copy of ordinance and correspondence submitted to each Member of the Council)		

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Grant.

August 5, 1987

135
8-y.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977, as amended (To adjust the salary of Business Administrator and Assistant Business Administrator)."

(Business Administrator	(1)	1/1/87	\$74,900.00 - \$74,900.00
		1/1/88	80,143.00 - 80,143.00)

(Assistant Business Administrator	(1)	1/1/87	\$58,096.47 - \$58,096.47
		1/1/88	62,163.22 - 62,163.22)

(7% increase for each of the years 1987 and 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

8-z.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor,' (6-S & F-f) adopted May 4, 1977 as amended and supplemented (To adjust Staff salaries)."

(Executive Secretary to Councilman (35 Hours)	(9)	1/1/88	\$31,648.18 - \$31,648.18
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Aide to Council

President (35 Hours)	(1)	1/1/88	34,408.14 - 34,408.14)
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(7% increase for 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

8-ba.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor,' (6-S & F-e) adopted May 4, 1977 as amended and supplemented (To adjust Staff salaries)."

(City Clerk	(1)	1/1/83	\$71,695.11 - \$71,695.11
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Deputy City Clerk	(1)	1/1/83	62,886.71 - 62,886.71)
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(7% increase for 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

8-bb.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To adjust salaries)."

(7% increase for each of the years 1987 and 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

8-bc.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received August 5, 1987, enclosing proposed "Bond Ordinance determining that \$850,000 of bond proceeds are no longer needed for the Central Ward Recreation Center and Library Project and amending the description thereof (Old Project No. 1583, New Project No. 83D4) and amending Ordinance No. 6-S & F-h adopted May 21, 1986 to reflect said cancellation, and transferring said \$850,000 to the Capital Surplus Fund and appropriating \$850,000 from the Capital Surplus Fund to the reconstruction of the Springfield Avenue Library. Project No. 8389, to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

8-bd.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend and supplement an ordinance entitled, 'An ordinance amending and supplementing Title 10 of the Revised Ordinances of the City of Newark, 1966, Finance and Taxation, Chapter 11, Tax Exemptions and Abatements for Commercial and Industrial Improvements and Projects and additionally embracing procedures to Application, Approval and Administration of Tax Abatement Agreements,' (By including provisions for the extension of Tax Abatement Agreements)."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1987 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Payne, Rice, Tucker, Villani, President Martinez.

No: Councilman Harris.

Not Voting: Councilman Carrino.

Absent During Roll Call: Councilman Grant.

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

The City Clerk presented Communication from Business Administrator Monteilh, received June 10, 1987, enclosing proposed "Ordinance amending the Urban Renewal Plan and the Feasibility of Relocation for the Industrial River Urban Renewal Project N.J.R.-121 (9th Amendment)".

(Generally bounded by Passaic River and Newark Bay on the north, Doremus Avenue on the east, Port Street on the south and Passaic Branch of New York Bay Railroad on the west).

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Representative from Newark Housing Authority met with the Council August 4, 1987)

A motion directing the City Clerk to place this ordinance on the September 2, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani.

No: President Martinez.

Absent During Roll Call: Councilman Grant.

9-b.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received June 23, 1987, enclosing proposed "Ordinance authorizing the City of Newark to exchange the premises known as 52-54 Wilsey Street, 31-33 Nuttman Street, 36-48 Wilsey Street, 194-196 Warren Street, 211 Warren Street and 176 Warren Street, Block 402, Lots 14, 15, 19, 30, 31, 33, 34, 35, 43 and Block 389, Lots 10 and 51 for 312-315 New Street, Block 414, Lots 42 and 43, owned by the New Jersey Institute of Technology pursuant to N.J.S.A. 40A:12-26 "

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-t (A.S.) on page 11 in the minutes of this meeting.)

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from June 29, 1987 to July 28, 1987:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Francis Xavier Roman Catholic Church	9532 (Amended)
Auxiliary of Foundation for Servicing	
Children and Young Adults with Learning	
Disabilities of New Jersey, Inc.	9627 (Amended)
Residents for Community Action	9653 (Amended)
Ms. Civic Association	9556 (Amended)
Babyland Nursery, Inc.	9657 (Amended)
Blessed Sacrament Rosary Society	9713 (Amended)
Parents' Association of St. Lucy's Church	9745 (Amended)
St. Columba Church	9767
Sacred Heart Home/School Association	9763
Blessed Sacrament Holy Name Society	9772
Blessed Sacrament High School Advisory Board	9773
St. Aloysius General Committee	9774
Combined Societies of St. Patrick's Pro-Cathedral	9775

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Ironbound Educational and Cultural Center	9742
Cathedral of Faith Baptist Church	9769
St. Augustine's Roman Catholic Church	9770
Babyland Nursery, Inc.	9771
Carteret Home and School Association	9776
Carteret Home and School Association	9777
Carteret Home and School Association	9778
St. Mary Church of the Immaculate Conception	9779
Our Lady of Mt. Carmel	9780
Blessed Sacrament Home School	9781

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

August 5, 1987


138

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Grant.

This meeting adjourned at 6:10 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:25 P. M.

139

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani,
President Martinez, Deputy City Clerk Mark E. Davis, Deputy Clerk of the Municipal Council.

Absent: Councilmen Harris, Pica.

Deputy City Clerk Davis read letter dated August 6, 1987, from Council President Henry Martinez, calling a special meeting of the Municipal Council for Tuesday, August 11, 1987, at 12 Noon, or as soon thereafter as practical, in the Council Chamber, City Hall, to consider the following legislation:

Bond ordinance determining that \$850,000. of bond proceeds are no longer needed for the Central Ward Recreation Center and Library Project and amended the description thereof (Old Project No. 1583, New Jersey No. 8384) and amending Ordinance No. 5-S & F-h adopted May 21, 1986 to reflect said cancellation, and transferring said \$850,000. to the Capital Surplus Fund and appropriating \$850,000. from the Capital Surplus Fund to the reconstruction of the Springfield Avenue Library, Project No. 8389, to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey. (8-bc, August 5, 1987)

Ordinance to amend and supplement an ordinance entitled, "An ordinance amending and supplementing Title 10 of the Revised Ordinances of the City of Newark, 1966, Finance and Taxation, Chapter 11, Tax Exemptions and Abatements for Commercial and Industrial Improvements and Projects and additionally embracing procedures to Application, Approval and Administration of Tax Abatement Agreements, (By including provisions for the extension of Tax Abatement Agreements)" (9-bd, August 5, 1987)

Emergency resolution appropriating \$100,000.; Department of Law, Other Expenses, Services by Contract or Agreement-\$100,000., for Legal Fees, Land Fill Injunction; said emergency funds shall be provided in 1987 Budget. (7-R-dp, deferred August 5, 1987)

Resolution amending Resolution 7-R-a (S), May 13, 1987, by changing the firm name from Carella, Byrne, Bain and Gilfillan, Esqs. to Sills, Beck, Cummis, Zuckerman, Radin, Tischman and Epstein, Esqs. and amount of contract from \$30,000. to \$100,000.; all other terms and conditions shall remain unchanged. (7-R-dr, deferred August 5, 1987)

Deputy City Clerk Davis stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1966, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on August 6, 1987, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.(S)

The Deputy City Clerk read A bond ordinance determining that \$850,000. of bond proceeds are no longer needed for the Central Ward Recreation Center and Library Project and amended the description thereof (Old Project No. 1583, New Jersey No. 8384) and amending Ordinance No. 6-S & F-h adopted May 21, 1986 to reflect said cancellation, and transferring said \$850,000. to the Capital Surplus Fund and appropriating \$850,000. from the Capital Surplus Fund to the reconstruction of the Springfield Avenue Library, Project No. 8389, to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Bond Counsel Frohling met with the Council August 11, 1987)

140

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Rice.

President Martinez: The yeas are seven, the noes are none, and two absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1987.

/ 6-F-b. (S)

The Deputy City Clerk read An ordinance to amend and supplement an ordinance entitled "An ordinance amending and supplementing Title 10 of the Revised Ordinances of the City of Newark, 1966, Finance and Taxation, Chapter 11, Tax Exemptions and Abatements for Commercial and Industrial Improvements and Projects and additionally embracing procedures to Application, Approval and Administration of Tax Abatement Agreements, (By including provisions for the extension of Tax Abatement Agreements)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance until appropriate state legislation has been amended to conform with the request of the Newark Municipal Council was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Rice.

RESOLUTIONS.

/ 7-k-a. (S)

Emergency resolution appropriating \$180,000.; Department of Law, Other Expenses, Services by Contract or Agreement-\$180,000., for Legal Fees, Land Fill injunction; said emergency funds shall be provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council August 11, 1987)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Tucker, Villani, President Martinez.
Not Voting: Councilman Carrino.
Absent: Councilmen Harris, Rice.

/ 7-R-b. (C)

Resolution amending Resolution 7-R-a (S), May 13, 1987, by changing the firm name from Carella, Byrne, Bain and Gilfillan, Esqs. to Sillis, Beck, Cummis, Zuckerman, Radin, Tiscman and Epstein, Esqs. and amount of contract from \$30,000. to \$100,000.; all other terms and conditions shall remain unchanged.

A motion to amend the resolution by adding thereto: "That no additional expenditures be made to this particular firm until such time as the Corporation Counsel has spoken with other firms for the furtherance of this litigation" was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Tucker, Villani, President Martinez.
Not Voting: Councilman Carrino.
Absent: Councilmen Harris, Rice.

A motion to adopt the resolution, as amended, was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Rice.

August 11, 1987

ADJOURNMENT.

141

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrinc, Grant, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Harris, Rice.

This meeting adjourned at 1:31 P. M.

APPROVED:

Mark E. Davis

Mark E. Davis
Deputy City Clerk

Henry Martinez

Henry Martinez
President

1. The first part of the document is a letter from the President of the United States to the Congress, dated January 3, 1862. It is a very important document, as it contains the President's annual message to Congress. The letter is written in a very formal and dignified style, and it is one of the most important documents in the history of the United States.

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2-9

Newark, New Jersey, September 2, 1987

142

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:18 P. M.

The audience arose for the National Anthem.

The invocation was offered by Reverend Benjamin Piazza, St. Francis Xavier Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilman Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez, Deputy City Clerk Mark Davis, Deputy Clerk of the Municipal Council, Assistant Corporation Counsel Ronald Washington, Lieutenant Raymond Gilhoolley and Detective James Reed, Sergeants-At-Arms.

Absent: Councilmen Carrino, Payne.

(Councilman Payne arrived at 1:48 P. M.)

(Councilman Carrino arrived at 2:15 P. M.)

Deputy City Clerk Davis stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on August 24, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to change the order of business was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

At this time the following recipients received commending resolutions: Ms. Juanita Mims, Mrs. Flora Ford, Mr. Carter Mangam, Ms. Doris McCray, Benjamin Bell, Andre Frazier, Sheline Whitehead, Helen Carrero, Chetau Pater, Jignesh Patel, Sonya Miller, Jay Hazelwood, Sonia Figueroa, Patel Anand, Patience Quaye, George Robinson, Barbara James and Elsie Graham.

(For further action on these Resolutions, see Resolutions 7-R-dg, 7-R-dd, 7-R-df, 7-R-di, 7-R-dj, 7-R-k, and 7-R-j in the minutes of this meeting.)

A motion to consider Resolution 7-R-cx at this time was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

Absent: Councilmen Carrino, Payne.

7-R-cx.

Resolution accepting bid of H.R. Lambert, Contractor, only bid submitted, for purchase of City-owned property known as 493-495 Central Avenue, Block 1854, Lot 20, for \$40,500.; pursuant to Executive Order No. PM 870047, issued June 26, 1987. (Minimum Offer Approved-\$40,500.; Capital Improvement-\$510,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solitication of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374", further deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

Absent: Councilmen Carrino, Payne.

A motion to adopt the resolution, as amended, was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

Absent: Councilmen Carrino, Payne.

A motion to consider Resolution 7-R-cy at this time was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani,

President Martinez.

Absent During Roll Call: Councilwoman Villani.

Absent: Councilmen Carrino, Payne.

7-R-cy.

Resolution accepting bid of H. R. Lambert, Contractor, Inc., highest responsible bid submitted for purchase of City-owned property known as 326-328 Park Avenue, Block 1928, Lot 69, for \$40,000.; pursuant to Executive Order No. PH 870044, issued June 18, 1987. (Minimum Offer Approved-\$33,000., Capital Improvement-\$250,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Second Meeting)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374", further deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

Absent: Councilmen Carrino, Payne.

A motion to adopt the resolution, as amended, was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

Absent: Councilmen Carrino, Payne.

A motion to consider Ordinance 6-F-n at this time was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

Absent: Councilmen Carrino, Payne.

6-F-n.

The Deputy City Clerk read An ordinance to amend and supplement an ordinance entitled, "An ordinance amending and supplementing Title 10 of the Revised Ordinances of the City of Newark, 1966, Finances and Taxation, Chapter 11, Tax Exemptions and Abatements for Commercial and Industrial Improvements and Projects and additionally embracing procedures to Application, Approval and Administration of Tax Abatement Agreements," (By including provisions for the extension of Tax Abatement Agreements).

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Grant, Executive Director Faiella, Newark Economic Development Corporation, President Schoon, Greater Newark Chamber of Commerce, Vice President Louis, Governmental Affairs, Greater Newark Chamber of Commerce, Mr. Daniel O'Flaherty, and Ms. M. Alina Ramirez met with the Council August 11, 1987)

A motion to table the ordinance was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne.

(Councilman Payne arrived at 1:48 P. M.)

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The Deputy City Clerk presented Interim Report of the City of Newark, for six months ended June 30, 1987, submitted by Samuel Klein and Company, External Auditors.
(Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made thereon to the Council was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

- 4-b. The Deputy City Clerk presented Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for month of July, 1987.

A motion to approve the Report of Contracts Awarded recommended by Purchasing Agent and approved by Business Administrator subject to passage of Resolution 7-R-z, Mr. Steam Machine, for painting of various municipal buildings in amount of \$150,000. and Resolution 7-R-bk, Consolidated Cleaning, for carpet cleaning service in amount of \$25,000., was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

- 4-c. The Deputy City Clerk presented Financial Statement and Audit of Parking Authority of the City of Newark, covering six month period ending December 31, 1986.
(Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made thereon to the Council was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

- 4-d. The Deputy City Clerk presented Report of Investments and Time Deposits Purchased for the month of June, 1987, submitted by Mr. Paul Barton, Manager, Division of Treasury.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

- 4-e. The Deputy City Clerk presented Copy of Minutes of Meeting of the Board of Trustees of the Newark Public Library, held June 24, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

- 4-f. The Deputy City Clerk presented Copy of Minutes of Special Private Meeting of the Board of Trustees of the Newark Public Library, held July 16, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

145

- 4-g. The Deputy City Clerk presented **Copy of Minutes of Joint Meeting Maintenance, held July 16, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

- 4-h. The Deputy City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-North, held July 9, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

- 4-i. The Deputy City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-South, held July 9, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Carrino.

BOARD OF ADJUSTMENT APPEAL.

- 4-A-1. The Deputy City Clerk read In the matter of application of Marlene and Ralph Malavarca, Applicants, to permit in 3rd Residence and 2nd Business Districts the garaging of commercial vehicles on premises 195-197 New York Avenue.
(Copy of transcript submitted to each Member of the Council)
(Ms. Maria Duque, Appellant)
(Board of Adjustment hearing held May 27, 1987)
(Transcript filed July 6, 1987)

The Board of Adjustment at its regular meeting held May 27, 1987, approved the application by 6 Ayes and 0 Nays.

An appeal in this matter was filed in the Office of the City Clerk on June 5, 1987, by Maria Duque.

The transcript in connection with this matter was received July 6, 1987, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On July 14, 1987, the City Clerk notified the applicant, the applicant's Attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting August 5, 1987, at 1:00 P.M. in the Council Chamber, Second Floor, City Hall, Newark.

A meeting was held August 5, 1987, and the Municipal Council deferred action on the application.

On August 10, 1987, the City Clerk notified the applicant, the applicant's Attorney, the appellants and objectors that the appeal was heard on August 5, 1987 but was not disposed of and this matter was scheduled to be considered at the September 2, 1987 regular meeting of the Municipal Council at 1:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

September 2, 1987

President Martinez stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment in the matter of application of Marlene and Ralph Malavarca, Applicants, to permit in 3rd Residence and 2nd Business Districts the garaging of commercial vehicles on premises 195-197 New York Avenue. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means that they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and the place for the appeal to commence.

Deputy City Clerk Davis read the following letter from the applicant's attorney:

"Dear Mr. Marasco:

With reference to the above captioned, a hearing on the appeal of the zoning variance granted to my clients is presently scheduled for Wednesday, September 2, 1987 at 1:00 P. M. before the Municipal Council.

Kindly adjourn this matter as I will be on vacation until September 8th and advise of the new date and time.

Sincerely yours,

Brian D. Keenan"

The Deputy City Clerk further read letter from Mrs. Maria Duque, the Appellant:

"Dear Mr. Marasco

We were advised that on August 12, 1987 that Mr. Brian Keenan requested an adjournment for the hearing until his return from vacation. Mrs. Duque does not object.

(Maria Miranda, Mrs. Duque's interpreter)"

A motion to defer action on the application was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

4-A-2.

The Deputy City Clerk read in the matter of application of Gladwyn Wilson, Applicant and Owner, to permit in a 2nd Residence District establishment of a restaurant on premises 88-94 Boylan Street.

(Copy of transcript submitted to each Member of the Council)

(Mr. & Mrs. James Gibbions, Appellants)

(Board of Adjustment hearing held June 10, 1987)

(Transcript filed July 27, 1987)

The Board of Adjustment at its regular meeting held June 10, 1987, approved the application by 6 Ayes and 0 Nays.

An appeal in this matter was filed in the Office of the City Clerk on June 18, 1987, by Mr. & Mrs. James Gibbions.

The transcript in connection with this matter was received July 27, 1987, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

147

On July 31, 1987, the City Clerk notified the applicant, the applicant's Attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting September 2, 1987, at 1:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

President Martinez stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment in the matter of application of Gladwyn Wilson, Applicant and Owner, to permit in a 2nd Residence District establishment of a restaurant on premises 88-94 Boylan Street. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means that they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and the place for the appeal to commence.

MR. JAMES GIBBIONS, 108 BOYLAN STREET, NEWARK, NEW JERSEY.

CHARLES RAINEY, 84 ABINGER PLACE, NEWARK, NEW JERSEY.

The above mentioned citizens stated their objections to the opening of the restaurant on 88-94 Boylan Street by the Applicant, Gladwyn Wilson.

Councilman Rice read the following letter dated September 2, 1987 from Director of Engineering Zach:

"Consistent with your request, I have reviewed documentation and plot plans for the above referenced property which was granted a zoning variance on June 10, 1987 for the establishment of a restaurant in a 2nd Residence District.

Several areas of concern should be brought to your attention. According to the factual findings contained in the variance, the restaurant will provide 15-20 parking spaces on an existing paved portion of the lot. However, a site inspection by my staff indicates that only a portion of the lot must be paved. Even with this additional paving, I do not believe the area can accommodate 15-20 vehicles but feel approximately 10 vehicles is a more reasonable number. Additionally, paving of this present grassy area will increase storm water run-off from the site and this may adversely affect adjoining property owners. As such, it is my opinion, that this area shall be properly graded and a storm water collection system be incorporated at the site. (i.e. Catch basins).

The existing depressed driveway at Boylan Street shall be reconstructed as it is presently in poor condition.

The shrubbery buffer at the perimeter of the parking area shall be of an evergreen type and shall be planted at a minimum initial height of 4 feet to provide an immediate screen.

With regards to traffic impact on the area, the documentation reviewed did not provide enough information regarding projected traffic volume and patterns nor expected number of patrons at the restaurant. As such, it is difficult to assess the traffic impact on the area due to this project. However, as the owner of the property spaces at the site, one can conclude that the proposed use of the property will result in substantially more traffic in the area, which effects could be detrimental to this residential neighborhood."

A motion to remand the application to the Board of Adjustment for the following reasons: further investigation be made into the flooding situation and the traffic problem that both streets are one-way streets was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

September 2, 1987

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The Deputy City Clerk read An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.

(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

6-F-b.

The Deputy City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Sherman Avenue as a Through Street.

(Sherman Avenue, from Pennsylvania Avenue to its terminus.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

6-F-c.

The Deputy City Clerk read An ordinance amending Title 2, Chapter 15, Council Rules.

(Copy of correspondence submitted to each Member of the Council)

(Ordinance tabled May 6, 1987)

(Ordinance removed from the table July 8, 1987)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

6-F-d.

The Deputy City Clerk read An ordinance to amend "An ordinance providing for annual equipment and clothing allowance for uniformed and civilian members of the Fire Department of the City of Newark" (6-S & F-p) adopted March 20, 1963, as amended and supplemented (To adjust allowance for Fire Superior Officers). (Increase in clothing allowance for members of Fire Superior Officers per binding arbitration)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on September 16, 1987.

6-F-e.

The Deputy City Clerk read An ordinance authorizing Business Administrator to enter into a lease agreement with Newark Community Health Centers, Inc., for property located at 737-751 Broadway A.K.A. 57-65 Grafton Avenue, Newark, New Jersey for period March 1, 1987 to February 28, 1988, for sum of one dollar (\$1) per year plus any county taxes to become due and owing during tenancy.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on September 16, 1987.

6-F-f.

The Deputy City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To create the title and salary range for Chief Auditor thirty seven and one half hours and to abolish the title of Chief Auditor thirty five hours).

(Municipal Courts

		Annual Minimum Salary	Annual Maximum Salary
Chief Auditor (1)	8/31/87	\$28,557.85	\$34,410.26
(37½ Hours)	1/1/88	29,985.74	36,130.77)

(Creating title Chief Auditor, 37½ hours and abolishing title Chief Auditor, 35½ hours. Represented by Essex Council #1, Civil Service Association. Fiscal Impact \$700.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on September 16, 1987.

6-F-g.

The Deputy City Clerk read An ordinance amending "An ordinance providing for the vacation of Bleeker and Hoyt Streets as each is laid out 55 foot in width and 60 foot in width, respectively, on the Map of the Commissioners to lay out streets, avenues, and squares: vacating Bleeker Street from the easterly line of Lock Street, easterly to the westerly line of Colden Street; and vacating Hoyt Street from the northerly line of Bleeker Street, northerly to the southerly line of Central Avenue."

(Rescinds the Reservation for Water Mains, Electric Utilities, Telephone Conduits, or other public utilities since these utilities will be abandoned with no detrimental affects to the area)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on September 16, 1987.

6-F-h.

The Deputy City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To correct the hours from thirty-five to forty hours for the position titles of Supervisor of Cultural Affairs and Supervisor of Recreation)

Supervisor of Cultural Affairs	1/1/87	\$26,781.17 - \$32,250.71
(40 Hours) (1)	1/1/88	28,120.23 - 33,863.25

Supervisor of Recreation	1/1/87	31,011.44 - 37,392.43
(40 Hours) (1)	1/1/88	32,562.01 - 39,262.05

(Represented by Essex Council #1, Civil Service Association. No fiscal impact since employees are working 40 hours and 35 hours was an error)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on September 16, 1987.

6-F-i.

The Deputy City Clerk read An ordinance to amend Title 2, Chapter 4, Article 4, Municipal Publications and Signs, Section 20 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Filing of Masthead Publications Required)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on September 16, 1987.

6-F-j.

The Deputy City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 and amendments thereto (To create certain position titles) (7 titles)

(Titles created for providing Division of Office Services with its full complement as in 1987 budget. Represented by Essex Council #1, Civil Service Association. Funds in 1987 budget.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on September 16, 1987.

6-F-k.

The Deputy City Clerk read An ordinance authorizing the revision of taxes, interest and penalties accruing after the effective date of the tax abatement agreement for the premises located at 189-195 Frelinghuysen Avenue, Newark, New Jersey.

(Owned by GRA Realty, Ltd. and used by Atco Products, Inc.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on September 16, 1987.

6-F-l.

The Deputy City Clerk read An ordinance to amend Title 21A, Soil Erosion and Sediment Control, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To amend Section 21A:5-1, Application Fees).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on September 16, 1987.

6-F-m.

The Deputy City Clerk read An ordinance amending Title 13A, Administration and Regulation of Solid Waste, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(To expedite court processing of complaints against violators of Title 13A)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none, and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on September 16, 1987.

6-F-n.

The Deputy City Clerk read An ordinance to amend and supplement an ordinance entitled, "An ordinance amending and supplementing Title 10 of the Revised Ordinances of the City of Newark, 1966, Finances and Taxation, Chapter 11, Tax Exemptions and Abatements for Commercial and Industrial Improvements and Projects and additional embracing procedures to Application, Approval and Administration of Tax Abatement Agreements," (By including provisions for the extension of Tax Abatement Agreements).

(Copy of ordinance and correspondence submitted to each Member of the Council) -

(Corporation Counsel Grant, Executive Director Faiella, Newark Economic Development Corporation, President Schoon, Greater Newark Chamber of Commerce, Vice President Louis, Governmental Affairs, Greater Newark Chamber of Commerce, Mr. Daniel O'Flaherty, and Ms. M. Alina Ramirez met with the Council August 11, 1987)

(For action on this ordinance, see page 2 in the minutes of this meeting.)

6-F-o.

The Deputy City Clerk read An ordinance amending the Urban Renewal Plan and the Feasibility of Relocation for the Industrial River Urban Renewal Project N.J.R.-121 (9th Amendment).

(Generally bounded by Passaic River and Newark Bay on the north, Doremus Avenue on the east, Port Street on the south and Passaic Branch of New York Bay Railroad on the west).

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

(Representative from Newark Housing Authority met with Council August 4, 1987)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani.

No: President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are seven, the noes are one, and one absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on September 16, 1987.

At a later time in the meeting, after Resolution 7-R-em (A.S.), a motion to consider Item 8-ba (A.S.) on Ordinances on First Reading was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani.

No: President Martinez.

6-F-p.
(A.S.)

The Deputy City Clerk read An ordinance approving the Urban Renewal Plan and the Feasibility for the Industrial River Urban Renewal Project N.J. R-121. (10th Amendment).

(Generally bounded by Passaic River on the North, the Newark Bay and Doremus Avenue on the East; Lehigh Valley Railroad and Port Street on the South, and State Highway I on the West)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

153

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani.
No: President Martinez.

President Martinez: The yeses are eight, the noes are one, and none absent. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on September 16, 1987.

At a later time in the meeting, after Item 8-f, a motion to consider Item 8-g on Ordinances on First Reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-q.

The Deputy City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Hensler Street as a one-way street.

(Hensler Street: Northbound, from Niagara Street to Wilson Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on September 16, 1987.

At a later time in the meeting, after Item 8-w, a motion to consider Item 8-x on Ordinances on First Reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-r.
(A.S.)

The Deputy City Clerk read An ordinance approving the sale of 31 lots located in an area bounded by Broadway, Harvey Street, Mt. Pleasant Avenue, and Oriental Street and identified more specifically on attached Schedule A, pursuant to the provisions of N.J.S.A. 40A:12-3 (b)(1).

(To be sold to the Housing Authority for construction of an elementary school by the Newark Board of Education for \$1. per lot)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine, and the noes are none. This ordinance is declared adopted on first reading and the Deputy City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for public hearing and be considered for further action on September 16, 1987.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

September 2, 1987

Ordinance amending Section 23:5-1, Parking Prohibited at all Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on William Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances, of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

William Street
North side, from Broad Street to Springfield Avenue; South side, from Washington Street to Springfield Avenue.

SECTION 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

SECTION 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for her approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeases are eight, the noes are none, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Councilman Carrino arrived at 2:15 P. M.)

6-Ph, S & F-b.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 15, Housing, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding thereto a new chapter, which will be designated as Chapter 15, Antiwarehousing of Residential Apartment Units).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the City of Newark has previously determined that an emergency exists in the City with respect to the rental of housing space; and

WHEREAS, the governing body of the City of Newark does hereby declare that an emergency now exists in the City of Newark with respect to the rental of housing space now subject to rent control, which emergency has been created, in part by a deterioration of substantial portion of the existing

housing stock, insufficient new housing construction, increased inflation, all of which have caused a substantial and increasing shortage of rental housing accommodations for families of low and moderate income; and

WHEREAS, the said governing body has determined that this emergency has been exacerbated by reason of the withholding by owners of available housing space from the rental market in order to increase the value of their property at the expense of persons desiring to rent such housing space and in order to circumvent the protections granted to such persons in possession of rental housing space upon conversion of the property to the condominium or cooperative form of ownership, and which actions are determined by said governing body to be unwarranted and causing severe economic hardships upon tenants and are adversely affecting the health, safety and general welfare of the citizens of the City of Newark, warranting legislative action by the governing body; and

WHEREAS, this Ordinance is necessary to protect the rights of tenants during the existing housing shortage crisis in the City of Newark.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, COUNTY OF ESSEX, STATE OF NEW JERSEY, AS FOLLOWS:

15:15-1. Short Title.

This Chapter shall be known and cited as the "Anti-Warehousing" Ordinance.

15:15-2. Severability and Validity.

If any provision of this ordinance or the application of such provision, to any person or circumstance is declared invalid, such invalidity shall not affect other provisions or applications of this ordinance which can be given effect and to this end, the provisions of this ordinance are declared to be severable.

15:15-3. Repeal of Inconsistent provision.

All ordinances or parts of ordinances inconsistent with this Chapter be and the same are hereby repealed.

15:15-4. Applicability.

This ordinance shall be applicable to all apartments which are vacant on the effective date of this ordinance and which either have been vacant for a period of at least thirty (30) days at that time or which remain vacant and later reach that thirty (30) day vacancy period. A landlord who would be in violation of this ordinance as of its effective date shall have fifteen (15) days to comply with the provisions hereof.

15:15-5. Notification of Vacancy.

The owner of any dwelling unit which is subject to the provision of this ordinance, as amended from time to time, at any time when such dwelling unit has been vacant for a period of thirty (30) days shall within ten (10) days thereafter, notify the Newark Rent Control Board in writing of the fact of such vacancy, the identity of the owner, the address and apartment number of the vacant dwelling unit, and the date upon which it became vacant.

15:15-6. Obligation to Rent Dwelling.

At or before the time any dwelling unit described in Section 5 of this ordinance, shall become vacant, and continuing during the period of such vacancy, the owner shall make diligent efforts to rent the same.

15:15-7. Ability to Reject Prospective Tenant.

The owner shall accept as a tenant for immediate occupancy of such dwelling unit any person who offers to pay the lawful rent and any proper security deposit which may be required for the apartment and agrees to any reasonable rental terms; provided that:

A. The owner may refuse to accept any such person as a tenant where he is able to establish clearly and convincingly that the prospective tenant:

(i). Would be likely to engage in conduct which would constitute one of the good cause grounds for eviction set forth in N.J.S.A 2A:18-61.1.

(ii). Has failed to comply with the reasonable requests of the owner for financial or other relevant personal information which is necessary for the owner to make an informed decision as to the suitability of the person as a prospective tenant, within a reasonable time after request therefore; and

15:15-8. Immediate Occupancy.

The owner must offer any such person a tenancy in such dwelling unit with occupancy to begin on a date which is no more than thirty (30) days from the date such prospective tenant offers to rent the dwelling unit, except where the owner is able to establish clearly and convincingly that the delay in occupancy is necessary for the purpose of making repairs or improvements to the dwelling unit, which repairs or improvements cannot practicably be made while a person is in possession and occupancy of the dwelling unit.

15:15-9. Written Notification to Tenant.

Within five (5) days after a person has offered to rent a vacant dwelling unit which is subject to the provisions of this ordinance and such person has complied with all reasonable requests of the owner for relevant financial personal information, the owner shall notify that person and the Newark Rent Control Board in writing whether such person is accepted for the tenancy, rejected or accepted for a future occupancy and in, the latter two cases, the owner shall also set forth in the notification the specific reason therefore and, in the last case the date occupancy is to begin. It shall be the obligation of any person required to give written notice under this ordinance to ensure that all parties required to actually receive such notice.

15:15-10. Enforcement of Rights

Any person aggrieved by the action or inaction of an owner of a dwelling unit subject to the provisions of this Ordinance may bring the matter before the Municipal Court on a complaint for violation of this ordinance.

15:15-11. Penalty.

A violation of any provision of this ordinance shall be punishable by a fine not to exceed \$500.00, imprisonment for a period up to thirty (30) days, or both. Each day during which an owner is in violation of any of the provisions of this ordinance shall constitute a separate offense hereunder.

Section 2. This ordinance is to take effect immediately upon passage and publication in accordance with the law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending "An ordinance providing for the vacation of East Bigelow Street as laid out 20 feet in width on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from the easterly line of Frelinghuysen Avenue, easterly to its terminus," Ordinance 6-S & F-e adopted on December 30, 1980 (To delete the reservation to the City of Newark for the entire 20 foot width and total length of said street for the purpose of relaying, rebuilding, reconstructing or maintaining the storm sewer and its manholes or appurtenances now or to be laid).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, by Ordinance of this Council 6S & Fe adopted on December 30, 1980, the vacation of East Bigelow Street as laid out 20 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the easterly line of Frelinghuysen Avenue easterly to its Terminus was authorized; and

WHEREAS, said Ordinance reserved to the City of Newark for the entire 20 foot width and total length of said street to be vacated, the right of entry and easement, for the purpose of relaying, rebuilding, reconstructing, or maintaining the storm sewer and its manholes or appurtenances now, or to be laid, within said street; and

WHEREAS. said storm sewer is no longer needed for public use..

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Ordinance 6S & Fe adopted on December 30, 1980 and entitled "An Ordinance providing for the vacation of East Bigelow Street as laid out 20 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the easterly line of Frelinghuysen Avenue, easterly to its Terminus" is hereby amended to delete the reservation to the City of Newark for the entire 20 foot width and total length of said street to be vacated, the right of entry and easement, for the purpose of relaying, rebuilding, reconstructing, or maintaining the storm sewer and its manholes or appurtenances now, or to be laid.

Section 2, This Ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create certain position titles and abolish other titles in the Department of Engineering).

(Title changes only. Represented by different bargaining units. Fiscal Impact \$2,150., creating 5 positions and deleting 4 positions)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An Ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 1977, as amended and supplemented be amended to create the titles, as follows, to wit:

POSITION

Communications Operator 1295 (40 Hrs.)	1/1/87	\$7.69 - \$8.07 - \$8.80
Principal Traffic Analyst 2859 (35 Hrs.)	1/1/87	\$20,488.69 - \$24,596.02
Sanitation Inspector 3110 (40 Hrs.)	1/1/87	\$13,841.17 - \$16,240.59

September 2, 1987

159

Supervising Mechanic 6724 (40 Hrs.)	1/1/87	\$29,966.30-\$30,838.62-\$31,693.97
Supervisor, Sanitation 6448 (40 Hrs.)	1/1/87	\$16,670.59 - \$20,194.90

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the titles, as follows, to wit:

POSITION

Mechanic Foreman
2442 (40 Hrs.)

Radio Dispatcher
2958 (40 Hrs.)

Sanitation Enforcement Officer
A100 (35 Hrs.)

Sanitation Foreman
3109 (40 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To create the title of Boiler Operator and to abolish the title of Stationary Fireman).

(Title change only. Represented by Building Trades Bargaining Committee.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an "Ordinance creating positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 as amended and supplemented be amended to create the title of Boiler Operator, as follows, to wit:

POSITION

Boiler Operator (4) 1/1/86 \$21,279.76 - \$22,489.80 - \$23,055.64
0880 (40 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title and title code, as follows, to wit:

POSITION

Stationary Fireman
3767. (40 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-1) adopted May 4, 1977 as amended and supplemented (To create the title of Community Service Aide).

(Change of title. Represented by Essex Council #1, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6S&FL) adopted May 4, 1977, as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Community Service Aide (1) 1/1/87 \$18,714.08 - \$22,443.85
1313 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 15, Chapter 4, Article 10, Owner Information in Rented Dwelling Units, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By requiring ownership information for all residences and businesses and providing ownership notices).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 15, Chapter 4, Article 10, Owner Information in Rented Dwelling Units (New), of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, be and the same is hereby modified, amended, and supplemented to read in its entirety as follows:

ARTICLE 10. OWNERSHIP INFORMATION FOR ALL
RENTED DWELLING UNITS AND
BUSINESSES WITHIN THE CITY.

15:4-35 Owner to Post Information.

It shall be the responsibility of the owner of a building, any part of which is leased or rented as a dwelling unit or Business, to post permanently and prominently in view In the Common Area Nearest the Principal Entrance to the Building an Ownership Notice which shall contain the following information:

- (a) If the owner is the sole proprietor:
 - (1) The name, address, and telephone number of the owner, or
 - (2) The name, address, and telephone number of the person designated as the owner's agent who shall have the authority to authorize and provide for emergency repairs of the Building.
- (b) If the owner is a partnership, corporation or other business entity or the successor, assignee, executor, or administrator of any of the abovementioned types of owners:
 - (1) The name, address and telephone number of the agent for the service of process, and
 - (2) The name, address and telephone number of the person designated as the owner's agent who shall have the authority to authorize and provide for emergency repairs to the Building.

Section 2. Title 15, Chapter 4, Ownership Information for all Rented Dwelling Units and Businesses within the City, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and the same is hereby amended and supplemented by adding thereto a Section 36, to read in its entirety as follows:

15:4-36. Ownership Notice.

- (a) No person shall lease or rent a dwelling unit or business in the City of Newark without first obtaining a Ownership Notice from the Department of Land Use Control and the Division of Licenses and Permits.
- (b) The form of the Ownership Notice shall be developed by the Department of Land Use Control and provide for the information identified in Section 35.
- (c) There will be no fee for the securing of the Initial Ownership Notice. Thereafter a \$5.00 fee will be charged for the replacement of an existing Ownership Notice.
- (d) The owner of any rented or leased dwelling unit or business within the City of Newark shall have a continuing obligation to obtain and post a new Ownership Notice whenever there is a change of ownership or incorrect information on the Ownership Notice.

Section 3. Any person who violates any provision of this Chapter shall upon conviction thereof, be punished by a fine not exceeding \$100.00.

Section 4. Any prior Ordinance or parts thereof which are inconsistent with this Ordinance are hereby repealed.

Section 5. This Ordinance shall take effect thirty (30) days after final passage and publication in accordance with laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none, and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h. .

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to establish shift differential pay for certain employees of the Newark Fire Department.
(Binding Interest Arbitration)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Effective January 1, 1983 and continuing through December 31, 1985, those employees of the Newark Fire Department serving in the title of Firefighter who work between 4:00 p.m. and 8:00 a.m., shall receive a shift differential pay allowance of ten cents (\$.10) per hour.

Section 2. The provision of this benefit is hereby ratified from January 1, 1983 through December 31, 1985.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

President Martinez: The yeses are eight, the noes are none, and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of premises commonly known as 457-463 Broadway, Block 619, Lots 1-4, pursuant to the provisions of N.J.S.A. 40A:12-21 (h)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 457-463 Broadway, Newark, New Jersey, Block 619, Lots 1 - 4, on the Official Tax Map and Tax Duplicate (year 1986) of the City of Newark, New Jersey is not needed for public purposes by the City of Newark.

Section 2. That the premises commonly known as 457-463 Broadway be sold to Project Live, a non-profit corporation of the State of New Jersey, by private sale for the amount of \$10,000.00 pursuant to the provisions of N.J.S.A. 40A:12-21 (h).

Section 3. That the Director of Development be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 4. That a copy of the executed deed shall be placed on file in the Office of the City Clerk and in the Law Department.

Section 5. This ordinance shall take effect upon publication and passage according to law.

September 2, 1987

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of Morris Avenue, as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of Seventeenth Avenue northerly to its terminus.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Newark Redevelopment and Housing Authority has a need for the property known as Morris Avenue from the Northerly line of Seventeenth Avenue Northerly to its terminus; and

WHEREAS, Morris Avenue is presently used as a public right-of-way; and

WHEREAS, as a result of the immediate need for the property, the Newark Redevelopment and Housing Authority has not submitted a title search indicating whether the ownership of said street lies with the adjacent property owners or the City of Newark; and

WHEREAS, N.J.S.A. 40:12-13(b)(1) allows a municipality to privately sell real property not needed for public use to a public entity; and

WHEREAS, the Newark Redevelopment and Housing Authority shall submit a title search indicating who owns in fee simple Morris Avenue prior to the effective date of this Ordinance; and

WHEREAS, if said title search indicates that the City of Newark did not purchase that portion of Morris Avenue subject to the vacation request, then title to the property will revert to the adjacent property owners upon the effective date of this Ordinance, or in the alternative, if the City of Newark owns in fee simple that portion of Morris Avenue subject to the vacation request, then the Newark Redevelopment and Housing Authority shall purchase said street for nominal consideration of Five Hundred Dollars (\$500.00) within one (1) year of the effective date of this Ordinance.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That all that portion, part and parcel of Morris Avenue, as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares extending from the Northerly line of Seventeenth Avenue to its terminus shall be vacated as a public street or right-of-way; however, reserving to the City of Newark the right of entry and easement for the entire length and total width of Morris Avenue for the purpose of relaying, rebuilding, reconstructing or maintaining their sewer utilities and appurtenances thereto, now laid or to be laid within the above described easement reservation area for said street to be vacated. The erection, construction or placing of any building, vault or structure which will interfere with the laying, relaying, rebuilding, reconstruction or maintenance of existing or additional sewer utilities and their appurtenances are prohibited and contrary to this Ordinance.

165

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map, known and designated as Map No. 1790-V dated 6 July, 1987, is on file in the office of the Director, Department of Engineering.

SECTION 2. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

SECTION 3. That this Ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes;

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control" (6-S & F-b) adopted July 16, 1986, as amended (To create the position title of Planning Aide in the Department of Land Use Control).

(Title created in Department of Land Use Control. Represented by Essex Council #1 Civil Service Association. Funds provided in budget.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An ordinance creating positions in the Department of Land Use Control," (6S&Fba) adopted July 16, 1986, as amended and supplemented be amended to create the position title, as follows, to wit:

POSITION

Planning Aide (1)	1986	\$17,179.82 - \$20,876.41
(35 Hrs.)	1987	18,579.82 - 21,276.41
2685		

SECTION 2. The establishment of the hereinabove position shall be effective as of September 2, 1986.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes;

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To create the position title of Investigator, Mayor's Office).

(Titles created in Office of the Mayor. Represented by Essex Council #1, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, and amendments thereto, be and the same are hereby amended to create the title of Investigator, Mayor's Office, as follows, to wit:

POSITION

(a) Office of the Mayor & Agencies

Investigator, Mayor's Office (1)	1/1/87	\$21,442.48 - \$25,761.57
2193 (35 Hrs.)	1/1/88	22,514.60 - 27,059.65

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Redevelopment and the Feasibility of Relocation for City Tax Block 815, Lots 28, 29 and 34.
(381-383 Woodside Avenue, 794-798 Summer Avenue)

167

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve by Resolution dated 6/1/87, which is annexed hereto, a Redevelopment Plan for City Tax Block 815, Lots 28, 29 and 34 (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable state and Federal statutes and regulations promulgated thereunder; and

WHEREAS, the said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

SECTION 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

SECTION 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provision of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

SECTION 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

SECTION 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body and, accordingly, this body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, department, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

SECTION 5. That the Redevelopment Plan for the area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

SECTION 6. That the Redevelopment Plan or the Area, having been duly reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

SECTION 7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none, and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Ordinance 6-Ph, S & F-n was considered before Ordinance 6-Ph, S & F-m in the minutes of this meeting.)

6-Ph, S & F-n.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

**Ordinance approving the Redevelopment and the Feasibility of Relocation for City Tax Block 613, Lots 42 and 29.
(87-89 Wakeman Avenue and 11-13 Nursery Street)**

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve by Resolution dated 6/1/87, which is annexed hereto, a Redevelopment Plan for City Tax Block 613, Lots 42 and 29 (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable state and Federal statutes and regulations promulgated thereunder; and

WHEREAS, the said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

SECTION 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

SECTION 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provision of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

SECTION 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

SECTION 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body and, accordingly, this body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

SECTION 5. That development activity pursuant to the Redevelopment Plan shall only be related to City Tax Block 613, Lots 42 and 29, and any analysis of surrounding areas contained in the Redevelopment plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

163

SECTION 6. That the Redevelopment Plan for the Area, having been duly reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

SECTION 7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none, and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

**Ordinance approving the Redevelopment and the Feasibility of Relocation for City Tax Block 776, Lots 1, 2, 3, 4, 5, 42, and 58.
(Halleck Street and Summer Avenue)**

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Municipal Council, City of Newark, New Jersey, by Resolution adopted on June 3, 1987, did determined that City Tax Block 776, Lots 1, 2, 3, 4, 5, 42, and 58 (hereinafter called "Area") is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1)

WHEREAS, the Central Planning Board, City of Newark, New Jersey, has considered and did approve a Redevelopment Plan for the Area on April 20, 1987, a copy of which is annexed hereto (the "Redevelopment Plan"); and

WHEREAS, the Redevelopment Plan complies with the requirements of all applicable state and Federal statutes and regulations promulgated thereunder; and

WHEREAS, the said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

SECTION 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

SECTION 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provision of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

SECTION 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

SECTION 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body and, accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

SECTION 5. That development activity pursuant to the Redevelopment Plan shall only be related to City Tax Block 776, Lots 1, 2, 3, 4, 5, 42 and 58, and any analysis of surrounding areas contained in the Redevelopment plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

SECTION 6. That the Redevelopment Plan for the Area, having been duly reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

SECTION 7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the ordinance as advertised; further, a motion to amend the ordinance by adding to the contract the following: Page 19 - Section 7 Paragraph A - #4 - more than one building/lot, Page 19 - Section 7 Paragraph C - #1(a) 10 feet to 5 feet, Page 21 - Section 7 Paragraph C #2(a) - 10 feet to 5 feet, Page 21 - Section 7 Paragraph C - #3(a) - 10 feet to 5 feet, Page 2 - Section 7 Paragraph C - #4(d) 20 feet to 15 feet was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Deputy City Clerk: This ordinance, as amended, will be taken up for further consideration for final passage at a meeting of the Municipal Council to be held on September 16, 1987, at which time and place all persons who may be interested in the amendment to the ordinance will be given an opportunity to be heard concerning the same.

6-Ph, S & F-p.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Director of Department of Development to acquire all privately owned properties within the Broadway Project Redevelopment Area, more specifically identified in Exhibit A, or in the Alternative authorizing Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et. seq.
(730-737 Broadway)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Municipal Council of the City of Newark (hereinafter referred to as "Council") By Ordinance 6PHS&FG, adopted a redevelopment plan for the project area entitled "Broadway Project Area Redevelopment Plan", dated May 20, 1986, (hereinafter referred to as the "Redevelopment Plan") and;

WHEREAS, by Resolution 7RBT, the Council of the City of Newark adopted a resolution blighting said area;

171
NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

SECTION 1. That the privately owned properties located within the Broadway Project Redevelopment Area, more specifically identified on Exhibit A, attached hereto and made a part hereof are needed for public purposes.

SECTION 2. That the premises identified in Exhibit A shall be purchased by the City of Newark through its Department of Development for the appraised amounts, subject to the Director of Development's right to increase said offers in accordance with N.J.S.A. 40A:12-5(a)(1).

SECTION 3. That the Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents necessary to effectuate the acquisition of the properties identified in Exhibit A.

SECTION 4. That the Corporation Counsel be and is hereby authorized to record said deeds with the Register of Essex County, after said deeds have been approved by him as to form and further attested to and acknowledged by the City Clerk.

SECTION 5. That a copy of the executed deed shall be filed in the Office of the City Clerk by the Director of the Department of Development.

SECTION 6. In the event, any owner of the properties identified in Exhibit A refuse to accept the offer of the City of Newark, The Corporation Counsel be and is hereby authorized to institute legal proceedings in the Supreme Court of New Jersey, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq. to acquire said premises.

SECTION 7. The Corporation Counsel be and is hereby authorized to secure legally appropriated sums from the Finance Department to pay to the Clerk of the Superior Court the estimated value of said property as identified in Exhibit A.

SECTION 8. The Corporation Counsel is further authorized to secure any and all additional funds required by the Superior Court of New Jersey to pay any differences in the determined Fair Market Value and the Estimated Fair Market Value deposited in said court.

SECTION 9. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the City of Newark to exchange the premises known as 52-54 Wilsey Street, 31-33 Nuttman Street, 36-48 Wilsey Street, 194-196 Warren Street, 211 Warren Street and 176 Warren Street, Block 402, Lots 14, 16, 19, 30, 31, 33, 34, 35 and Block 389, Lots 10 and 51 for 313-315 New Street, Block 414, Lots 42 and 43, owned by the New Jersey Institute of Technology pursuant to N.J.S.A. 40A:12-26.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the New Jersey Institute of Technology is a Public Institution and other government entity supported by the City of Newark both historically and financially; and

WHEREAS, the City has designated specific boundaries for the growth and development for the New Jersey Institute of Technology; and

WHEREAS, these designated boundaries are Martin Luther King Boulevard, Raymond Boulevard, Wilsey Street and Bleeker Street;

WHEREAS, the City of Newark wishes to convey its holdings within this zone to the New Jersey Institute of Technology; and

WHEREAS, the New Jersey Institute of Technology wishes to convey its holdings outside the zone to the City of Newark.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The City of Newark has determined that the premises commonly known as 52-54 Wilsey Street, 31-33 Nuttman Street, 176, 194-196, and 211 Warren Street, 36-48 Wilsey Street, Block 389, Lots 10 and 51 and Block 402, Lots 14, 16, 19, 30, 31, 33, 34, 35 on the Official Tax Maps and Tax Duplicate (year 1986) owned by the City of Newark are no longer needed for a public purpose.

2. The abovementioned properties lie within the development zone of the New Jersey Institute of Technology.

3. The City of Newark has determined the premises known as 313-315 New Street, Block 414, Lots 42 and 43 on the Official Tax Maps and Tax Duplicate (year 1986), are needed for a public purpose.

4. The abovementioned properties lie outside the development zone of the New Jersey Institute of Technology.

5. The City of Newark hereby agrees to convey the property identified in paragraph one in exchange for the properties owned by the New Jersey Institute of Technology commonly known as 313-315 New Street, Block 414, Lots 42 and 43 on the Official Tax Maps and Tax Duplicate (year 1986), of the City of Newark in accordance with and pursuant to N.J.S.A. 40A:12-16.

6. The Director of Development be and is hereby authorized to execute bargain and sale deeds and other documents necessary to effectuate the said exchange of property interest.

7. The City Clerk is authorized to acknowledge and attest to said deeds after review and approval by the Corporation Counsel.

8. A copy of the executed deeds shall be filed with the Office of the City Clerk.

9. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

173

'President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-r.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor," (6-S & F-e) adopted May 4, 1977, as amended and supplemented. (To delete and create titles and adjust salaries including those per agreement with Essex Council #1, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor," (6-S&F-e) adopted May 4, 1977, as amended and supplemented be amended to create titles as follows to wit:

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Administrative Clerk 0020 (35 Hrs.)	1/1/87 1/1/88	\$18,203.55 19,113.73	\$21,442.48 22,514.60
Assistant Chief Clerk 0354 (35 Hrs.)	1/1/87 1/1/88	18,203.55 19,113.73	21,442.48 22,514.60
Chief Clerk A194 (35 Hrs.)	1/1/87 1/1/88	25,761.56 27,049.05	31,011.44 32,562.01
Clerk Transcriber/ Word Processing Operator 5646 (35 Hrs.)	1/1/87 1/1/88	16,931.30 17,777.86	19,579.22 20,558.18
Confidential Secretary 1336 (35 Hrs.)	1/1/87 1/1/88	32,668.89 34,302.33	32,668.89 34,302.33
Coordinator, Financial Research 1353 (37½ Hrs.)	1/1/87 1/1/88	45,219.01 47,480.01	52,719.06 55,355.01
Executive Assistant 4586 (35 Hrs.)	1/1/87 1/1/88	32,492.20 34,116.81	39,191.63 41,151.22
Management Information Systems Specialist 4354 (37½ Hrs.)	1/1/87 1/1/88	41,087.70 43,142.09	49,538.75 52,015.69

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Principal Office Appliance Operator 2826 (35 Hrs.)	1/1/87 1/1/88	17,402.45 18,272.57	20,488.69 21,513.12
Records Manager 6382 (37½ Hrs.)	1/1/87 1/1/88	\$31,458.58 33,031.50	\$37,912.31 39,807.92
Records Retrieval Operator/Typing 5621 (35 Hrs.)	1/1/87 1/1/88	16,931.30 17,777.86	19,579.22 20,558.18
Research Aide 3068 (35 Hrs.)	1/1/87 1/1/88	18,579.82 19,508.81	22,276.41 23,390.23
Research Supervisor 3072 (35 Hrs.)	1/1/87 1/1/88	23,325.41 24,491.68	28,050.31 29,452.82
Senior Research Assistant 3565 (35 Hrs.)	1/1/87 1/1/88	18,579.82 19,508.81	22,276.41 23,392.23
Senior Evaluation Analyst A407 (35 Hrs.)	1/1/87 1/1/88	18,579.82 19,508.81	22,276.41 23,392.23
Senior Clerk Transcriber/Word Processing Operator 6198 (35 Hrs.)	1/1/87 1/1/88	19,579.22 20,558.18	23,496.13 24,670.93
Senior Index Clerk/ Typing 3376 (35 Hrs.)	1/1/87 1/1/88	19,579.22 20,558.18	23,496.13 24,670.93
Senior Interviewer A123 (35 Hrs.)	1/1/87 1/1/88	19,579.22 20,558.18	23,496.13 24,670.94
Senior Records Retrieval Operator 3556 (35 Hrs.)	1/1/87 1/1/88	19,579.22 20,558.18	23,496.13 24,670.93
Supervising Administrative Analyst 3850 (37½ Hrs.)	1/1/87 1/1/88	41,500.00 43,575.00	41,500.00 43,575.00
Supervisor of Records 4061 (35 Hrs.)	1/1/87 1/1/88	23,325.41 24,491.68	28,050.31 29,452.82

Section 2. No person shall be appointed to these positions until after the effective date of this ordinance. Where reference is made to an effective date of January 1, 1987, such reference is solely for purpose of setting the annual salary for the year 1987 and is not to be construed as the effective date of the new title.

Section 3. Persons employed in these titles (Section 1 of this ordinance) shall be subject to the responsibility for the completion of assigned duties and shall be entitled to overtime compensation. All previously ordained titles represented by the Essex Council #1, Civil Service Association in the Office of the City Clerk shall be entitled to overtime compensation as per contractual agreement.

Section 4. That section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor," (6-S&F-e) adopted May 4, 1977, as amended and supplemented be also further amended to delete position titles and salary ranges, as follows, to wit:

175

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant Fiscal Analyst A170	\$29,011.63	\$35,392.04
Communications Specialist A037	40,696.94	40,696.94
Program Monitoring and Evaluation Specialist, City Clerk A039	40,696.94	40,696.94

Section 5. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefor which are inconsistent herewith are hereby repealed.

Section 6. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the amendment to the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the amendment and adopt the ordinance, as amended, on second reading and final passage was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-s.

The Deputy City Clerk: the following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance determining that \$850,000 of bond proceeds are no longer needed for the Central Ward Recreation Center and Library Project and amending the description thereof (Old Project No. 1583, New Project No. 8384) and amending Ordinance No. 6-S & F-h adopted May 21, 1986 to reflect said cancellation, and transferring said \$850,000 to the Capital Surplus Fund and appropriating \$850,000 from the Capital Surplus Fund to the reconstruction of the Springfield Avenue Library, Project No. 8389, to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Pursuant to N.J.S.A. 40A:2-39, the City of Newark, County of Essex, State of New Jersey (hereinafter the "City") hereby determinates that \$850,000 of Bond Proceeds are not necessary for the Central Ward Recreation Center and Library Project and that it is in the best interests of the City to appropriate and use said funds to finance the cost of another purpose for which bonds may be issued. Further, the City hereby

amends the description and reduces the authorization for the construction of the Central Ward Recreation Center and Library, Project 83B4, in order to delete the library construction purpose. Project Number 83B4 (under the former City Coding System known as Project No. 1583) shall be described as the "Construction of the Central Ward Recreation Center." The authorization for the Construction of the Central Ward Recreation Center shall be as follows:

<u>Project No. (including Former Code)</u>	<u>Project Description</u>	<u>Present Appropriation</u>	<u>Cash Balance to be Cancelled</u>	<u>Total Appropriation</u>
83B4 (1583)	Construction of the Central Ward Recreation Center	\$2,050,000	\$ 850,000	\$1,200,000

Section 2. The authorization in the amount of \$850,000 of Bond Proceeds for the Central Ward Recreation Center is hereby cancelled and said \$850,000 of Bond Proceeds are hereby transferred to the Capital Surplus Fund provided said funds are used for another project or projects for which bonds may be issued.

Section 3. The Central Ward Recreation Center project was originally authorized by Ordinance 6S & FI adopted January 18, 1984 as Project No. 1583, "Total Facility Reconstruction, Morris Avenue Recreation Center," providing for a \$800,000 appropriation, \$40,000 from the Capital Improvement Fund for down payment purposes, \$760,000 for Bonds or Notes and a 20 year period of usefulness. Subsequently, Ordinance 6S & FK adopted May 1, 1985 amended Ordinance 6S & FI adopted January 18, 1984 to amend the description of the project to "Construction of the new Morris Avenue Recreation Center." Subsequently, Ordinance 6S & FH adopted May 21, 1986 changed the description for Project No. 1583 to "Construction of Central Ward Recreation Center and Library" and cancelled certain appropriations for certain projects and transferred the cancelled bond proceeds to other projects, including the Central Ward Recreation Center and Library project and increased its appropriation by \$1,250,000 for a total appropriation of \$2,050,000, with no change to the debt authorization. Ordinance 6S & FH, adopted on May 21, 1986 is hereby amended to reflect said cancellation of appropriation and deletion of the library construction purpose.

Section 4. The City hereby appropriates \$850,000 from the Capital Surplus Fund for a new project described as the Reconstruction of the Springfield Avenue Library, Project No. 83B9, with authorization as follows:

September 2, 1987

<u>Project Number</u>	<u>Description of Project</u>	<u>Total Appropriation</u>
83B9	Reconstruction of the Springfield Avenue Library	\$850,000

No bonds or notes or funds from the Capital Improvement Fund or Capital Surplus Fund for down payment purposes, are authorized hereunder for Project No. 83B9, however, the City hereby determines that this is a purpose for which bonds may be issued.

Section 5. The capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the City Clerk and is available for public inspection.

Section 6. To the extent that any previous resolution or ordinance is inconsistent with or contradictory hereto, said resolution or ordinance is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 7. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Director of Local Government Services was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-Ph, S & F-t.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title Two, Administration, Chapter Two, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To create the title designation of Deputy Mayor for Commerce and Economic Development in the Office of the Mayor)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the City of Newark requires the maximum degree of cooperation and interaction between its public and private sectors to insure that its policy formulation and planning processes will provide comprehensive and expeditious support to the commercial health of its business districts in general, and, in particular, to its Central Business District, and

WHEREAS, significant improvements and efficiencies to the processes by which commercial growth and revitalization are serviced will be effectuated if public and private sector resources are coordinated and utilized to support a common agenda for encouraging and supporting Newark's base of commerce, and

WHEREAS, in order to foster the economic and commercial resurgence of the City and to promote Newark's revitalization and growth potential, it is in the best interest of the City of Newark to initiate and sustain a viable working partnership between the public and private sectors; therefore

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. There is hereby established in the Office of the Mayor the title designation of "Deputy Mayor for Commerce and Economic Development". The title "Deputy Mayor for Commerce and Economic Development" shall be a titular designation for a mayor's aide who shall be appointed by, and serve as the pleasure of, the Mayor.

The compensation of the Deputy Mayor for Commerce and Economic Development shall be one dollar per annum and the appointee shall be entitled to no benefits or compensation for expenses from city funds.

Under the direction and supervision of the Mayor, the Deputy Mayor for Commerce and Economic Development shall:

- (a) encourage cooperation and coordination among all development agencies, both public and private, which support and foster the growth of commerce in the City of Newark;
- (b) serve as chairman of the City Commerce Commission;
- (c) serve as the city's official representative on all matters related to commerce development;
- (d) provide administrative and staff services to the Commercial Development Advisory Council through the utilization of the staffs of the public and private sectors; and
- (e) serve as a liaison between the Commercial Development Advisory Council and the City Commerce Commission.

SECTION 2. All prior ordinances or parts thereof which are inconsistent with the provisions hereinabove set forth are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Deputy City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 2, 1987

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-u.

The Deputy City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance requiring the owner of every vacant lot located within the City of Newark to have a sign posted on the premises which shall set forth the full name, address and telephone number of the owner and/or agent of said property.
(Copy of ordinance submitted to each Member of the Council)
(Public Hearing Closed)

A motion to table the ordinance was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

HEARINGS OF CITIZENS.**6-HC-a.**

MS. PATRICIA BRADFORD, 7 LAUREL PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to extending deadline for Newark Board of Education's City-wide census of Newark school children.

President Martinez directed the Deputy City Clerk to forward communication, to Senator/Councilman Rice requesting that deadline be extended for City-wide census.

A lengthy discussion was held by the Members of the Municipal Council.

President Martinez requested the Deputy City Clerk to send communication to each Council member reminding them of Chapter I District Advisory meeting which will be held on Friday, September 18, 1987 at 9 A. M. at Newton Street School.

6-HC-b.

- MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal with respect to number of riots in the City of Newark.

President Martinez directed the Deputy City Clerk to forward verbatim transcript of Mrs. Roberson's remarks to Police Director Greenleaf for his attention.

6-HC-c.

MR. HERB ROSENBLUTH, 596 RIDGE STREET, NEWARK, NEW JERSEY.

6-HC-d.

MS. KATHY TURK, 122 SECOND AVENUE, NEWARK, NEW JERSEY.

6-HC-e.

MS. M. ALINA RAMIREZ, 325 RIDGE STREET, NEWARK, NEW JERSEY.

The above citizens addressed the Municipal Council opposing tax abatement extensions.

President Martinez requested the Deputy City Clerk to invite Dr. Ralph Caprio, Mr. Rosenbluth, Ms. Kathy Turk, and Ms. Ramirez to their pre-meeting conference September 15, 1987 regarding revaluation and tax abatement extensions.

6-HC-f.

MS. MARY D. OLIVEIRA, 31 FILLMORE STREET, NEWARK, NEW JERSEY.

6-HC-g.

MR. VICTOR DE LUCA, 91 DARCY STREET, NEWARK, NEW JERSEY.

6-HC-h.

MS. JUNE KRUSZEWSKI, 27 SCHALK STREET, NEWARK, NEW JERSEY.

6-HC-i.

MS. SUSAN TERESKI, 25 MAIN STREET, NEWARK, NEW JERSEY.

The above citizens addressed the Municipal Council with respect to firehouse closing on Ferry and Fillmore Street.

The speakers felt that this particular firehouse was a necessity to their community and should be reopened for the safety of the residents.

6-HC-j.

MS. HELEN POCH, 687 SUMMER AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council, on behalf of the North Ward Property Owner's Protective Association, with respect to faulty fire hydrant on Delavan Avenue. The speaker also opposed granting tax abatement extensions.

President Martinez requested the Deputy City Clerk to communicate with Director of Engineering Zach requesting that an investigation be made concerning said fire hydrant.

A motion to permit MR. STEVE COLLUCCI to be heard under "Hearings of Citizens" was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-HC-k.

MR. STEVE COLLUCCI, 618½ SUMMER AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council opposing tax abatement extensions.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

Resolution establishing salaries in the Office of the Municipal Council and Office of the City Clerk, effective January 1, 1987.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-b.

Resolution granting extension of leave of absence without pay to Robert P. Marasco, Analyst, City Clerk, City Clerk and Municipal Council, for period beginning January 13, 1987 and ending July 13, 1987. (Appointed City Clerk - First leave began January 13, 1984)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-c.

Resolution granting extension of leave of absence without pay to Robert P. Marasco, Analyst, City Clerk, City Clerk and Municipal Council, for period beginning July 13, 1987 and ending January 13, 1988. (Appointed City Clerk - First leave began January 13, 1984)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-d.

Resolution granting extension of leave of absence without pay to Diane Earley, Secretarial Assistant, City Clerk and Municipal Council, for period beginning May 1, 1987 and ending November 1, 1987. (Appointed Aide to Councilman II - First leave began May 1, 1986)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- 7-R-e. Resolution granting extension of leave of absence without pay to Diane Earley, Secretarial Assistant, City Clerk and Municipal Council, for period beginning May 1, 1987 and ending November 1, 1987. (Appointed Aide to Councilman II - First leave began May 1, 1986)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

- 7-R-f. Resolution recognizing and commending The Newark Finance Department for capturing the 1987 City Softball League Championship.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-g. Resolution recognizing and commending The Chorus of the China National Children's Center on the occasion of their visit to the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-h. Resolution recognizing and commending the participants of the Delegation of the Chorus of the China National Children's Center for their illustrious visit to the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-i. Resolution recognizing and commending the leaders of the Chorus of the China National Children's Center on their illustrious visit to the Greater Newark Community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-j. Resolution recognizing and commending Elsie Graham and Barbara James for their outstanding community participation and support for the positive growth and development of the youth of the Greater Newark Community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-k.

Resolution by the Newark Municipal Council recognizing and commending the ten Newark High School students who successfully completed the High School Proficiency Test (HSPT) Summer Program.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-l.

Resolution authorizing Municipal Council to accept terms and conditions of indemnifying and saving harmless the New Jersey League of Municipalities, its members, the owners of Convention Center and Atlantic City, New Jersey, of any and all liability that may arise out of bodily injuries or property damage resulting from actions of the Municipal Council, its agents and/or employees, in accordance with the attached Indemnification and Hold Harmless Agreement.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-m.

Resolution authorizing Municipal Council to accept terms and conditions of indemnifying and saving harmless the National League of Cities, its members, the owners of Convention Center and Las Vegas, Nevada, of any and all liability that may arise out of bodily injuries or property damage resulting from actions of the Municipal Council, its agents and/or employees, in accordance with the attached Indemnification and Hold Harmless Agreement.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-n.

Resolution confirming action taken by Director of Engineering to secure services of Universal Gunite, Inc., based upon lowest responsible proposal; pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with Universal Gunite, Inc., 102 Welland Avenue, Irvington, New Jersey, for Emergency Repair to Brick Sewer located on Dr. Martin Luther King, Jr., Boulevard near Spruce Street, for total sum of \$49,500.; funds provided in 1987 Operating Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-o.

Resolution confirming action taken by Director of Engineering to secure services of La Fera Contracting Co., based upon lowest responsible proposal; pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with La Fera Contracting Co., 149-153 Verona Avenue, Newark, New Jersey, for Emergency Repair to Brick Sewer located at Hunterdon Street and 15th Avenue, for total sum of \$77,500.; funds provided in 1987 Operating Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

September 2, 1987

7-R-p.

Resolution authorizing Director of Engineering to execute Contract 87-11, with Pipeline Utility Construction Co., Inc., 35 Walnut Street, Livingston, New Jersey, lowest responsible bid submitted, for Water Service Disconnections at Various Locations, for total sum of \$104,800.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$8,400.; funds provided in 1987 Operating Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-q.

Resolution authorizing Mayor and Director of Health and Human Services to submit application to State Law Enforcement Planning Agency for participation in project entitled "Delinquency Prevention for Youth at Risk" pursuant to Omnibus Crime Control and Safe Streets Act of 1968; does not require expenditure of any public funds. (Joint project between S.L.E.P.A., the City of Newark and sub-recipient, La Casa de Don Pedro, Inc.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-r.

Resolution authorizing Director of Engineering to execute Contract 87-12, with Dujets Tree Experts, Notch Road, West Paterson, New Jersey, one bid received, for Emergency Tree Work, for total sum of \$49,800.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$4,500.; funds provided in 1987 Operating Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-s.

Resolution authorizing Director of Engineering to execute Contract 87-13, with Dujets Tree Experts, Notch Road, West Paterson, New Jersey, one bid received, for Street Tree Take Down and Removal, for total sum of \$132,000. (\$26,400. per Ward); further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$8,400.; funds provided in 1987 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-t.

Resolution ratifying contract for period August 1, 1987 to September 2, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with New Jersey State Department of Health, to continue Urban Rodent Control Project, for period September 3, 1987 to June 30, 1988; total funds for program is \$99,141.; no City funds shall be expended.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-u. Resolution ratifying contract for period May 1, 1987 to September 2, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with Tri-City People's Corporation Health Center, for provision of ambulatory health care services, for period September 3, 1987 to April 30, 1988; contract in amount of \$45,000. shall be paid from Neighborhood Health Center Fund of the Housing and Community Development Administration, Year XIII (H.C.D.A.). (Contract awarded without competitive bidding as a Professional Service under provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)) (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-v. Resolution ratifying contract for period July 20, 1987 to September 2, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with Sharada Shekar, M. D., for provision of medical services at the Division of Community Health, for period September 3, 1987 to December 31, 1987; maximum amount of contract is \$4,055. (Contract awarded without competitive bidding as a Professional Service under provisions of Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)) (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-w. Resolution amending Resolution 7-R-da (A.S.), October 1, 1986, contract with 12 contractors, for provision of necessary elements of food components of the WIC Program, for period October 1, 1986 to September 30, 1987, by deleting Fine Fare, 910 18th Avenue, which has been sold and adding 18th Avenue Supermarket Inc., 910 18th Avenue, which reflects new name of establishment; all other provisions remain unchanged. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-x. Resolution ratifying contract for period May 1, 1987 to September 2, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with Ironbound Community Health Project, for provision of ambulatory health care services, for period September 3, 1987 to April 30, 1988; contract amount of \$16,500. shall be paid from Neighborhood Health Center Fund of Housing and Community Development Administration, Year XIII (H.C.D.A.). (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

183

7-R-y.

Resolution ratifying contract for period April 1, 1987 to September 2, 1987; further authorizing Business Administrator to enter into contract with Drew Funeral Home, 605 Sandford Avenue, Newark, New Jersey, only responsible bidder, to Provide Burial of Indigent Dead of the City of Newark, for period September 3, 1987 to March 31, 1988; contract shall not exceed \$125,000.; funds encumbered in 1987 budget of Department of Health and Human Services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-z.

Resolution ratifying contract for period July 1, 1987 to September 2, 1987; further authorizing Business Administrator to enter into contract with Mr. Steam Machine, 191 Delancy Street, P.O. Box 1959, Newark, New Jersey, lowest responsible bid received, to Provide Painting of Various Municipal Buildings, for period September 3, 1987 to June 30, 1988; contract shall not exceed \$150,000.; \$5,000. to commence program encumbered from 1987 budget of Division of Public Buildings; any additional expenditures contingent upon and subject to appropriation and certification of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ba.

Resolution authorizing Director of Engineering to execute contract with Studio Pedro E. Campos, 9 Clinton Street, Newark, New Jersey, for design services for new Police Department Complex, to be constructed at 294 Avenue "P", Newark, New Jersey, for total sum of \$191,000.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$7,500. (Contract awarded without competitive bidding as a Professional Service under provisions of Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

7-R-bb.

Resolution ratifying contract for period August 1, 1987 to September 2, 1987; further authorizing Business Administrator to renew City's contract with Group Dental Health Administrators, Inc., for provision of closed-panel dental services for certain employees/retirees and for their qualified dependents, for period not to exceed 3 years, at monthly premium of \$23.79 per employee/retiree for 1st year of contract, with 5% increment for each subsequent year; additional cost for contract renewal for remaining months of 1987 shall not exceed \$3,100; contract, as renewed, shall be contingent upon appropriation of funds for subsequent years. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(M))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

7-R-bc.

Resolution authorizing Director of Engineering to execute contract with Pitometer Associates, P.O. Box 43189, Upper Montclair, New Jersey, for a Water Waste Survey, total contract fee shall not exceed \$31,000., (Per diem fee of \$475.), for period commencing upon execution and continue for minimum period of 65 days; work period may be extended at option of City of Newark, at same per diem rate, through December 31, 1987; funds provided in 1987 Operating Budget. (Contract awarded without competitive bidding pursuant to provisions of Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

7-R-bd.

Resolution ratifying contract for period January 1, 1987 to September 2, 1987; further authorizing Business Administrator to enter into contract with Work Oriented Rehabilitation Institute, for period September 3, 1987 to December 31, 1987, to Provide Janitorial Services for Fire Headquarters; annual cost-\$15,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1) et seq.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

7-R-be.

Resolution authorizing Director of Health and Human Services to enter into and execute contract with Elizabeth Avenue Community Center, Inc., for provision of social services to low and moderate income families, for period January 1, 1988 to December 31, 1988, in amount of \$65,000.; to be paid from Community Development Block Grant Fund of Housing and Community Development Administration, Year XIII, (H.C.D.A.).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

7-R-bf.

Resolution ratifying contract for period August 1, 1987 to September 2, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with Youth Development Clinic, Inc., for provision of health care services, for period September 3, 1987 to July 31, 1988, in amount of \$39,206., to be paid from Neighborhood Health Center Fund of Housing and Community Development Administration, Year XIII, (H.C.D.A.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bg.

Resolution ratifying contract for period May 1, 1987 to September 2, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with North Ward Center, Inc., for provision of senior citizens' transportation services, for period September 3, 1987 to April 30, 1988, in amount of \$50,000.; to be paid from Community Development Block Grant Program Fund of Housing and Community Development Administration, Year XIII, (H.C.D.A.).

(Copy of resolution and correspondence submitted to each Member of the Council)

187

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bh.

Resolution authorizing Director of Engineering to accept proposal of and enter into contract with Hesco Environmental, 300 Harmon Meadow Boulevard, Secaucus, New Jersey, only proposal received, for Removal of Asbestos from Newark Rechlorination Plant, located at 782 Valley Road, Montclair, New Jersey, for total sum of \$17,765.; further authorizing Director of Engineering to execute Change Orders as necessary to fulfill goals of this project, in net amount not to exceed additional \$1,250.; funds available in 1987 Operating Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bi.

Resolution authorizing Director of Engineering to file applications with New Jersey Office of Highway Safety to review funding for data collection and processing equipment which will aid in making determinations that will increase safety at high accident locations and to carry out agreements for same; all equipment to be acquired and personal service to be contracted under these agreements shall be at no cost to the city.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bj.

Resolution authorizing Director of Engineering to execute Contract 87-09 with Statewide Striping Corp., Box 1097, Morristown, New Jersey, lowest responsible bid submitted, for Pavement Markings on the Streets of Newark, for total sum of \$59,500.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project, in net amount not to exceed \$8,400.; funds provided in 1987 Operating Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bk.

Resolution ratifying contract for period July 1, 1987 to September 2, 1987; further, authorizing Business Administrator to enter into contract with Consolidated Cleaning Services, 30 Oraton Street, Newark, New Jersey, lowest responsible bid received, for Providing Carpet Cleaning for City of Newark, for period September 3, 1987 to June 30, 1988, for amount of \$25,000.; \$1,000. encumbered in 1987 budget of Department of General Services to commence said program, any additional 1987-1988 expenditures are contingent upon and subject to appropriation and certification of funds in each year.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bl.

Resolution authorizing Director of Finance to issue check in amount of \$1,000. payable to Carl Royster and Bloom & Hess, his attorneys, 8 Mountain Avenue, P. O. Box 579, Springfield, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; submitted claim alleging property damage resulting from acts of employees of the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bm.

Resolution authorizing Director of Finance to issue check in amount of \$30,000. payable to Mary G. Boykin and Blume, Vazquez, Goldfaden, Berkowitz, Oliveras & Donnelly, her attorneys, 5 Commerce Street, Fourth Floor, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; claim submitted by Mary G. Boykin, who allegedly sustained personal injuries as result of negligent acts by employees of the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council September 1, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bn.

Resolution authorizing Director of Finance to issue check in amount of \$175. payable to Thomas and Colleen Walker, 181 Dewey Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted action in Superior Court of New Jersey, Special Civil Part, Essex County, seeking to recover damages allegedly incurred as result of negligence on part of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bo.

Resolution authorizing Director of Finance to issue check in amount of \$2,700. to New Jersey Bell Telephone Company and Ernest D. Wildenhain, Esq., 540 Broad Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; New Jersey Bell Telephone Company instituted suit in Superior Court of New Jersey, Law Division, Essex County against Newark Water Department for damages to telephone cables and related equipment located 210 feet east of 12th Street on West Market Street, Newark, which plaintiff alleges were struck and severely damaged while Newark Water Department was engaged in certain work operations at or near said location.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bp.

Resolution authorizing Director of Finance to issue check in amount of \$9,000. payable to Richard Greifinger and Mandelbaum, Salsburg, Gold, Lazris, Discenza & Steinberg, his attorneys, 155 Prospect Avenue, West Orange, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Richard Greifinger allegedly sustained personal injuries as result of negligence on part of City employees.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with the Council September 1, 1987)

180

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bq.

Resolution authorizing Director of Finance to issue check in amount of \$216. to William Fulton, 1025 North Broad Street, Elizabeth, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit against employees of City of Newark seeking damages as result of motor vehicle accident.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-br.

Resolution authorizing Director of Finance to issue check in amount of \$2,000. payable to Rosalie Ventola and Tony Drollas, her attorney, 489 Prospect Street, Nutley, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted action in Superior Court of New Jersey, Law Division, Essex County, seeking damages as result of automobile accident.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bs.

Resolution authorizing Director of Finance to issue check in amount of \$2,500. payable to Irving Transit Company and their attorneys, Stieber and Casser; upon receipt of General Release executed by Irving Transit Company in favor of City of Newark and any other documents deemed necessary by Corporation Counsel; instituted complaint seeking damages allegedly due as result of injuries to their motor vehicle caused by vehicle owned by City of Newark which struck their vehicle while it was at an intersection.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bt.

Resolution authorizing Director of Finance to issue check in amount of \$4,500. payable to Bessie Bryant and her attorneys, Freeman & Bass, 24 Commerce Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bu.

Resolution authorizing Director of Finance to issue check in amount of \$6,000. payable to Orlando Debose and his attorneys, Blume, Vasquez, Goldfaden, Berkowitz, Oliveras & Donnelly, 5 Commerce Street, Newark, New Jersey; upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit against City of Newark in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bv.

Resolution authorizing Director of Finance to issue check in amount of \$4,000. payable to Gladys McNeil and her attorneys, Pitman and Pitman, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey seeking to be awarded compensatory damages together with interest and costs of suit for injuries allegedly sustained as result of negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bw.

Resolution authorizing Director of Finance to issue check in amount of \$3,000. to Mildred Robertson and Donald Devin, her attorney, 425 Route 10, Randolph, New Jersey, upon receipt of General Release, executed by Mildred Robertson, in favor of City of Newark, together with any and all other documents deemed necessary by Corporation Counsel; building at 115-117 Osborne Terrace, owned by Ms. Robertson, was taken down and removed by City of Newark allegedly without proper notice to Ms. Robertson; filed lawsuit in Superior Court of New Jersey, Law Division, Essex County, to which City of Newark filed counterclaim for cost of demolition.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bx.

Resolution authorizing Director of Finance to issue checks in amount of \$1,143. payable to Belton Nickerson and his attorneys, Freeman & Bass, 24 Commerce Street, Newark, New Jersey; \$1,330. payable to Lewis Batts and his attorneys, Freeman & Bass, 24 Commerce Street, Newark, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-by.

Resolution authorizing Director of Finance to issue check in sum of \$3,000. payable to Helen Kopidlowski and her attorneys, Bohrod & Bohrod, 56-58 Ferry Street, Newark, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-bz.

Resolution authorizing Director of Finance to issue check in sum of \$300. payable to Janice Sturtevant, upon receipt of all documents deemed necessary by Corporation Counsel; for allegedly sustaining property damage as result of negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-ca.

Resolution authorizing Director of Finance to issue check in sum of \$462.29 payable to Edwin Bauman and Fausta Weir, 68 Glenmere Terrace, Mahwah, New Jersey, deposit for property known as 344 Clinton Place, Block 3632, Lot 3, purchasers have conformed to all conditions of sale pursuant to Resolution 7-R-dd (A.S.), November 6, 1985)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-cb.

Resolution authorizing Director of Finance to issue check in amount of \$2,020., payable to Philip M. Nightingale, paid as deposit for property located at 33 1/2 Fifth Street, Block 1849, Lot 42, incorrect photo shown in auction brochure.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-cc.

Resolution authorizing Finance Director to issue check in amount of \$50. payable to Jahangir Ameri for overpayment of purchase for property located at 286 Fourth Street, Block 1932, Lot 20.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-cd.

Resolution authorizing Director of Finance to issue check to First Fidelity Bank, N.A., in amount of \$3,397.24, for property 765 Broad Street, Block 55, Lot 22; payment on interest on tax appeals; proceeds to be taken from Municipal Budget Mandatory Items, Municipal Account Code No. 011-210-2101-9537.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

7-R-ce.

Resolution authorizing Director of Finance to refund sum of \$750., on deposit, to Essex County Republican Committee, 354 Eisenhower Parkway, Livingston, New Jersey; pursuant to Newark Revised Ordinance 22:21A-7, as amended. (Ordinance regulating the posting of political campaign signs.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cf.

Resolution authorizing Director of Finance to issue check in amount of \$4,752., payable to Vincent Elliot and his attorneys, Rinaldo & Rinaldo, 405 Westfield Avenue, Elizabeth, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Vincent Elliot instituted suit against Cleveland Scott (City employee) and the City of Newark in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence of Cleveland Scott and City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cg.

Resolution authorizing Director of Finance to issue check in amount of \$1,450., to Daniel R. Lardieri, 14 North 7th Street, Newark, New Jersey, upon receipt of General Release, executed by Daniel R. Lardieri, in favor of City of Newark, together with any and all documents deemed necessary by Corporation Counsel; filed Notice of Claim with City of Newark when wall and roof of a one story brick garage, located at 33 North Third Street, Newark, owned by Mr. Lardieri, was damaged by sanitation truck owned by City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ch.

Resolution authorizing Director of Health and Human Services to issue reward in amount of \$500., to citizen of record for providing information and testimony that led to arrest and conviction of an illegal dumper on city-owned property; pursuant to Ordinance 13A:6-6.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by increasing the reward amount from \$500. to \$1,000. was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ci.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Handicapped Persons Recreational Opportunities Program (Contract #87392), \$21,321.; item available from New Jersey State Department of Community Affairs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cj.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Handicapped Persons Recreational Opportunities Program (Contract #87392), \$4,264.20.; item available from Newark Community School of the Arts.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ck.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Urban Rodent Control Program (Contract #88-59-R0D-00), \$99,141.; item available from New Jersey State Department of Health.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cl.

Resolution designating intersection of Mount Pleasant Avenue and 4th Avenue as a stop intersection and installing stop signs on Mount Pleasant Avenue; pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-cm.

Resolution designating intersection of New Street and Morris Avenue as a stop intersection and installing stop signs on Morris Avenue; pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-cn.

Resolution designating reserved parking area for handicapped motorists on Second Street, east side, beginning 187 feet north of the northerly curblin of Dickerson Street and extending 25 feet northerly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by Councilman Rice seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-co.

Resolution designating reserved parking area for handicapped motorists on Ridge Street, east side, beginning 475 feet south of the southerly curblin of 2nd Street and extending 25 feet southerly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by Councilman Rice seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-cp.

Resolution designating reserved parking area for handicapped motorists on Vermont Avenue, east side, beginning 263 feet south of the southerly curblin of South Orange Avenue and extending 25 feet southerly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by Councilman Rice seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-cq.

Resolution designating reserved parking area for handicapped motorists on Pennington Street, north side, beginning 297 feet west of the westerly curblin of Hermon Street and extending 25 feet westerly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by Councilman Rice seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-cr.

Resolution agreeing to erect signs, install and maintain pavement markings on Mount Prospect Avenue (B.U. No. 86-32) and Summer Avenue (B.U. No. 86-33) at the crossing of the New Jersey Transit Railroad; does not obligate City to expend Municipal funds but only to supply in kind services for which City will be reimbursed for initial installation. (City of Newark was requested by Commissioner of Transportation)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

7-R-cs.

Resolution requesting New Jersey Department of Transportation to review traffic operations at intersection of McCarter Highway and Rector Street, prohibiting left turns, northbound on McCarter Highway to westbound on Rector Street; if warranted.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by Councilman Grant by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ct.

Resolution authorizing Business Administrator to enter into Installment Agreement with "Occupants of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due City of Newark on any property, shall be made in substantially equal monthly installments over period not exceeding 3 years; current monthly charges shall be paid concurrently with monthly installments. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cu.

Resolution authorizing Tax Collector to cancel real estate taxes for premises known as 125-135 First Street, Block 1882, Lot 15, for years 1982 and 1983, totalling \$11,274.35; owned by Regency Packaging Corp., further, authorizing Tax Collector to cancel interest assessed as part of Tax Sale Lien, in amount of \$3,171.74, imposed, pursuant to N.J.S.A. 54:5-19, et als, on Tax Sale dated December 19, 1985; further, authorizing Tax Collector and Corporation Counsel to enter into Partial "Consent Order to Vacate In Rem Foreclosure Judgement" upon receipt, by Tax Collector, of total amount to redeem, representing the total arrearage sum due City of Newark, plus subsequent years' taxes.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cv.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with Ms. May Brown, for demolition of structure located at 435-437 South 12th Street, Block 285, Lot 19, City of Newark instituted suit in Superior Court of New Jersey, Law Division, Special Civil Part, Essex County, seeking to recover \$4,950.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cw.

Resolution accepting bid of Gary Garris, only bid submitted, for purchase of City-owned property known as 269 South Orange Avenue, Block 263, Lot 65, for \$5,500.; pursuant to Executive Order No. PM870049, issued July 2, 1987. (Minimum Offer Approved \$5,500.; Capital Improvement-\$18,200.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1987, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cx.

Resolution accepting bid of H.R. Lambert, Contractor, only bid submitted, for purchase of City-owned property known as 493-495 Central Avenue, Block 1854, Lot 20, for \$40,500.; pursuant to Executive Order No. PM 870047, issued June 26, 1987. (Minimum Offer Approved-\$40,500.; Capital Improvement-\$510,000)

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see pages 1 and 2 in the minutes of this meeting.)

7-R-cy.

Resolution accepting bid of H. R. Lambert, Contractor, Inc., highest responsible bid submitted, for purchase of City-owned property known as 326-328 Park Avenue, Block 1928, Lot 69, for \$40,000.; pursuant to Executive No. PM 870044, issued July 9, 1987. (Minimum Offer Approved-\$33,000., Capital Improvement-\$250,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see page 2 in the minutes of this meeting.)

- 7-R-cz.** Resolution authorizing transfer of Housing and Community Development Act, from H.C.D.A. Eleventh Year Funds to H.C.D.A. Tenth Year, Various Projects; pursuant to Ordinance 6-S & F-d, April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-da.** Resolution petitioning the Commissioner of New Jersey Department of Transportation to compel Conrail to remove all track, rail, ballast and appurtenances from the abandoned West Newark Branch.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-db.** Resolution opposing passage of S-3488 and A-4345 (bills introduced to place a fee for sludge disposal in the ocean); further requesting the New Jersey Legislative Delegation to oppose and vote against said bills.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-dc.** Resolution recognizing and commending Mr. Dante Milano for more than three decades of outstanding service to the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

At a later time in the meeting, after Resolution 7-R-dm, (A.S.), Councilman Rice requested his vote be changed from the affirmative to the negative.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

No: Councilman Rice.

- 7-R-dd.** Resolution recognizing and commending Mrs. Flora Ford, recipient of the Laura Carrington Award which was presented to her by the Eastern Region Tenants Organization on July 17, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

- 7-R-de.** Resolution recognizing and commending Mr. Alvin Wright, Executive Director of the Newark Tenants Council, and recipient of the James Rone Award which was presented to him by the Eastern Region Tenants Organization on July 17, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

- 7-R-df. Resolution recognizing and commending Mr. Carter Mangan, recipient of the James Rone Award which was presented to him by the Eastern Region Tenants Organization on July 17, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

- 7-R-dg. Resolution recognizing and commending Ms. Juanita Mims, former Director of Turning Point, Inc., in Newark, for her many years of outstanding service to alcoholic abusers and their families and wishing her a happy retirement.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

- 7-R-dh. Resolution recognizing and commending James Mtume, Composer and Musician, for his many outstanding contributions to the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

- 7-R-di. Resolution recognizing and commending Ms. Doris McCray for her selection as the most outstanding Public Housing Resident by the Eastern Region of the National Tenants Organization.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

- 7-R-dj. Resolution recognizing and commending Mr. Benjamin Bell for his selection as the Most Outstanding Public Housing Employee by the Eastern Region of the National Tenants Organization.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

- 7-R-dk. Resolution congratulating Rufus and Annette Johnson on the occasion of the birth of their daughter on August 18, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

September 2, 1987

7-R-dl.
(A.S.)

Resolution authorizing the Director of Finance to apply to the Local Finance Board of the State of New Jersey for approval of a bond ordinance entitled: "Bond ordinance determining that \$850,000. of bond proceeds are no longer needed for the Central Ward Recreation Center and Library Project and amending the description thereof (Old Project No. 1583, New Project No. 8384) and amending Ordinance No. 6-S & F-h adopted May 21, 1986 to reflect said cancellation and transferring said \$850,000. to the Capital Surplus Fund and appropriating \$850,000. from the Capital Surplus Fund to the reconstruction of the Springfield Avenue Library, Project No. 8389, to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

7-R-dm.
(A.S.)

Resolution amending the 1983 Capital Budget by deleting a portion of Capital Project No. 8384 (previously designated No. 1583), The Central Ward Recreation Center and reducing the appropriation for said project by \$850,000. and transferring said \$850,000. bond proceeds to the Capital Surplus Fund and providing for a \$850,000. appropriation from the Capital Surplus Fund for Capital Project No. 8389 for the Springfield Avenue Library.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

7-R-dn.
(A.S.)

Resolution by the Municipal Council supporting the request of the Newark Panel for Educational Priorities to be included as a member of the Municipal Council/Newark Board of Education Educational Committee.

A motion to adopt the resolution was made by Councilman Rice.

There was no seconder to the motion.

Councilman Rice withdrew this resolution from the Agenda.

7-R-do.
(A.S.)

Resolution supporting the efforts of Altagracia Trinidad, M.D., in her quest to remain in New Jersey to practice medicine until July of 1988.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dp.
(A.S.)

Resolution expressing sorrow and regret at the passing of former Newark Police Officer Joseph R. Rox.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dq.
(A.S.)

Resolution recognizing and commending the North Ward's Big Twelfth District Committee Members for their outstanding contributions to the North Ward Community.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dr.
(A.S.)

Resolution directing the Director of Engineering to research viability of constructing an 800 ton per day recycling facility in Newark, including visitation to one of existing facilities; further authorizing Director of Engineering to enter into negotiations for construction and operation of facility as proposed by Kles Corporation.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ds.
(A.S.)

Resolution recognizing and commending the students from New Jersey Institute of Technology who participated in the first annual Newark Housing Inventory Pilot Project.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dt.
(A.S.)

Resolution recognizing and commending WNET/Thirteen on the 25th Anniversary of its founding, and wishing the Members of this station many more years of effective broadcasting.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-du.
(A.S.)

Resolution supporting Senate Bill S-3124 which is an act concerning litter control enforcement and supplementing Title 52 of the Revised Statutes.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dv.
(A.S.)

Resolution recognizing and commending Wayne Shorter on his illustrious return to the Newark Community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dw.
(A.S.)

Resolution by the Newark Municipal Council declaring the week of September 28 through October 2, 1987 to be "Newark Literacy Campaign Week" within the City Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dx.
(A.S.)

Resolution recognizing and commending Mildred Hopkins, Senior Buyer in the Division of Purchasing, on the occasion of her retirement after 42 years of faithful service to the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dy.
(A.S.)

Resolution by the Newark Municipal Council supporting the Human SERVE Campaign proposal to institute voter registration services in all municipal departments and agencies.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dz.
(A.S.)

Resolution authorizing Councilman-At-Large Donald Tucker to retain the law firm of Brown & Brown, Attorneys at Law, as Legal Counsel for the purpose of representing him in defense of litigation filed against him by the Board of Commissioners of the Newark Housing Authority.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and failed of adoption by the following votes:

Yes: Councilmen Payne, Rice, Tucker, President Martinez.

No: Councilmen Branch, Carrino, Harris.

Not Voting: Councilmen Grant, Villani.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and failed of adoption by the following votes:

Yes: Councilmen Payne, Rice, Tucker, President Martinez.

No: Councilmen Branch, Carrino, Harris.

Not Voting: Councilmen Grant, Villani.

7-R-ea.
(A.S.)

Resolution ratifying and authorizing Director of Finance to execute contract with Goldman, Beale Associates of New Jersey, for period July 1, 1986 to July 31, 1987, for purpose of providing financial advice and assistance in the sale of bonds and/or notes of the City; \$20,000. will be paid from proceeds of sale of bonds; cost of said services shall be paid from Capital Projects as a bond cost. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service"; pursuant to N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-eb.
(A.S.)

Resolution authorizing Director of Health and Human Services to issue Carnival License to Parent Association of St. Benedict Elementary School, Kormorn and Niagara Streets (school yard); for period September 9, 1987 to September 13, 1987; pursuant to R.O. 5:10-3 & 4.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ec.
(A.S.)

Resolution accepting bid of Orange Avenue Food Corp., highest responsible bid received, for purchase of City-owned property known as 486 & 488 Orange Street, Block 1889, Lots 7 & 8, for \$10,100.; pursuant to Executive Order No. PM 870046, issued June 26, 1987. (Minimum Offer Approved-\$7,500.; Capital Improvement-\$210,000.)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1987, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

201

A motion to adopt the resolution, as amended, was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ed.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 3003, Lot 33, 86-88 Baldwin Avenue, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.) as amended. (Executive Order No. PM 870039, dated May 26, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ee.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 2064, Lot 1, 113-119 Kossuth Street, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.) as amended. (Executive Order No. PM 870048, dated July 1, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ef.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 360, Lots 1, 7, 47, 9, 22-45, 649-653 and 679-687 South 14th Street/640-682 South 15th Street, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Executive Order No. PM 870039, dated May 26, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-eg.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 293, Lots 6-25, 32, 34-43, 342-360 South 6th Street, 93 16th Avenue, 307-347 Littleton Avenue, 411-415 15th Avenue; City Tax Block 294, Lots 1-53, 65-79 16th Avenue, 317-365 Fairmount Avenue, 395-409 15th Avenue, 306-354 Littleton Avenue; City Tax Block 299, Lots 1-16 & 37-52, 66-80 16th Avenue, 356-394 Littleton Avenue, 367-389 Fairmount Avenue; City Tax Block 300, Lots 14-17, 19, 23-26, 29-31, 34-41, 51, 52, 54, 55, 57, 58 & 60-63, 82-96 16th Avenue, 382-386, 392-398, 406, 410-416 South 6th Street and 383-385, 389-391, 395-397 and 401-407 Littleton Avenue, specifically described in the Report of Findings of the Central Planning Board, is a blighted areas as defined in Chapter 187 of Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Executive Order No. PM 870039, dated May 26, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-eh.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 2643, Lots 17 & 18, 827-829 South 18th Street, specifically described in the Report of Findings of the Central Planning Board, as a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1) et seq. (Executive Order No. PM 870039, dated May 26, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ei.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 2054, Lot 22, 61-85 St. Francis Street, specifically described in the Report of Findings of the Central Planning, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Executive Order No. PM 870048, dated July 1, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ej.
(A.S.)

Resolution approving determination of Central Planning that City Tax Block 1991, Lot 53, 66-70 Jackson Street, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Executive Order No. PM 870048, dated July 1, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ek.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 2010, Lot 50, 67-73 Fillmore Street, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Executive Order No. PM 870039, dated May 26, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-el.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 2011, Lot 33, 621-625 Market Street, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Executive Order No. PM 870048, dated July 1, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-em.
(A.S.)

Resolution approving determination of Central Planning Board that City Tax Block 1997, Lot 60, 54-58 Polk Street, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (Executive Order No. PM 870048, dated July 1, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

MOTIONS.

7-M-a.

A MOTION STRONGLY URGING THAT THE CITY ADMINISTRATION MAKE IT STANDARD POLICY NOT TO DEMOLISH ANY BRICK STRUCTURES IN THE SOUTH WARD UNLESS THESE STRUCTURES ARE LITERALLY COLLAPSING AND ARE A CLEAR THREAT TO CITIZENS SAFETY was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-M-b.** A MOTION TO NOTIFY ASSEMBLYMAN BROWN AND THE MEMBERS OF THE ESSEX COUNTY DELEGATION THAT THE MUNICIPAL COUNCIL WILL ONLY CONSIDER A MAXIMUM EXTENSION OF FIVE YEAR TAX ABATEMENT WITH ESCALATIONS was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Payne, Rice, Tucker, President Martinez.
 No: Councilmen Carrino, Grant, Harris, Villani.
- 7-M-c.** A MOTION EXPRESSING SORROW AND REGRET AT THE PASSING OF MR. LLOYD MC KESSEY, ASSISTANT CIVIL ENGINEER, FOR THE DEPARTMENT OF ENGINEERING FOR NEARLY TWO DECADES was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-d.** A MOTION APPOINTING COUNCILMEN DONALD TUCKER, CHAIRMAN, DONALD PAYNE AND RONALD L. RICE TO SERVE ON THE TAXICAB COMMITTEE was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-e.** A MOTION REQUESTING THE DEPARTMENT OF DEVELOPMENT TO MOVE EXPEDITIOUSLY TO HAVE AN INSPECTION PERFORMED AT THE PREMISES 21-25 BURNET STREET AND IF DEMOLITION IS IN ORDER ADVISE THE OWNERS TO HAVE SAME DEMOLISHED AS SOON AS POSSIBLE was made by President Martinez, seconded by Councilwoman Villani and declared adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-f.** A MOTION EXPRESSING SORROW AND REGRET AT THE PASSING OF MR. VICTOR MALANGA, FORMER DETECTIVE WITH THE ESSEX COUNTY PROSECUTOR'S OFFICE was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-g.** A MOTION EXPRESSING SORROW AND REGRET AT THE PASSING OF MR. ALFRED NEBLETT was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-h.** A MOTION EXPRESSING SORROW AND REGRET AT THE PASSING OF MR. THURMAN SMITH, FORMER DIRECTOR OF THE MINORITY CONTRACTORS AND CRAFTSMEN TRADE ASSOCIATION was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-i.** A MOTION ONCE AGAIN REQUESTING THAT THE CITY ADMINISTRATION SEEK THE ASSISTANCE OF THE NEW JERSEY NATIONAL GUARD IN THE REMOVAL OF ABANDONED VEHICLES WITHIN THE CITY was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-j.** A MOTION TO PAY TRIBUTE TO THE FAMILY OF CARL W. JONES, WHO MADE MANY OUTSTANDING CONTRIBUTIONS TO THE CITY OF NEWARK was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-k.** A MOTION PAYING TRIBUTE TO THE FAMILY OF MS. ANN CARLTON, WHO MADE MANY OUTSTANDING CONTRIBUTIONS TO THE CITY OF NEWARK was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-M-1.** A MOTION REQUESTING DIRECTOR OF ENGINEERING ZACH TO SUBMIT A REPORT REGARDING THE STATUS OF STREET SIGNS was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-m.** A MOTION DIRECTING THE DEPUTY CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, DIRECTOR OF ENGINEERING ZACH AND NEW COMMUNITY HOME RESIDENTS TO MEET WITH THE MUNICIPAL COUNCIL AT THEIR SPECIAL CONFERENCE SEPTEMBER 8, 1987, TO DISCUSS DEVELOPMENT OF NEW RECREATION CENTER was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-n.** A MOTION URGING THE NEW JERSEY STATE LEGISLATURE TO PASS THE APPROPRIATE LEGISLATION SIMPLIFYING THE PROCEDURES FOR THE PROCESSING OF JUNK VEHICLES was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-o.** A MOTION REQUESTING DIRECTOR OF ENGINEERING ZACH TO SUBMIT A STATUS REPORT ON KRUEGER MANSION was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a.** The Deputy City Clerk presented Communication from His Honor, Mayor Sharpe James, received July 28, 1987, reappointing Mr. William Valentin, 734 Summer Avenue, Newark, New Jersey 07106, to the Rent Control Board, (Tenant Representative), for a term commencing July 10, 1987 and ending July 9, 1989.
(Copy of communication submitted to each Member of the Council)
(Mr. Valentin met with the Council September 1, 1987)
- A motion to confirm the reappointment of Mr. William Valentin, 734 Summer Avenue, Newark, New Jersey 07106, to the Rent Control Board, (Tenant Representative), for a term commencing July 10, 1987 and ending July 9, 1989 was made by Councilman Carrino, seconded by Councilman Branch.
- President Martinez: Will the Council confirm the reappointment?
- Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- President Martinez: The reappointment is confirmed.
- 8-b.** The Deputy City Clerk presented Communication from His Honor, Mayor Sharpe James, received July 28, 1987, reappointing Mr. Curtis Rogers, 209 South 6th Street, Newark, New Jersey, to the Rent Control Board, (Homeowner Representative), for term commencing July 10, 1987 and ending July 9, 1989.
(Copy of communication submitted to each Member of the Council)
- A motion to defer action on the communication was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-c.

The Deputy City Clerk presented Communication from His Honor, Mayor Sharpe James, received July 28, 1987, reappointing Ms. Mary B. Warren, 245 Wainwright Street, Newark, New Jersey 07112, to the Rent Control Board, (Landlord Representative), for a term commencing July 10, 1987 and ending July 9, 1989.

(Copy of communication submitted to each Member of the Council)

(Ms. Warren met with the Council September 1, 1987)

A motion to confirm the reappointment of Ms. Mary B. Warren, 245 Wainwright Street, Newark, New Jersey 07112, to the Rent Control Board, (Tenant Representative), for a term commencing July 10, 1987 and ending July 9, 1989 was made by the Council of the Whole.

President Martinez: Will the Council confirm the reappointment?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The reappointment is confirmed.

8-d.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 14, 1987, enclosing proposed "Ordinance to amend and supplement Title Two, Administration, Chapter Two, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To establish a City Commerce Commission in the Office of the Mayor)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by adding the following: President of Newark Board of Education, Charles A. Bell and President of Newark Municipal Council, Henry Martinez was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading, as amended, was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-e.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 14, 1987, enclosing proposed "Ordinance to amend and supplement Title Two, Administration, Chapter Two, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To establish a Commercial Development Advisory Council in the Office of the Mayor)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-f.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 6, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance establishing Upgraded Health Benefits for Superior Identification Officer Employees and Specified Retirees currently serving in the titles "Chief Identification Officer" and "Assistant Chief Identification Officer", as represented by the Newark Superior Officer's Association', (6-S & F-h), adopted December 7, 1983."

(Arbitration award for Chief Identification Officer and Assistant Chief Identification Officer granting lump sum separation option and extension of prescription plan and health plan benefits to certain retirees represented by Superior Officers' Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-g.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 6, 1987, enclosing proposed "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Hensler Street as a one-way street."

(Hensler Street: Northbound, from Niagara Street to Wilson Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance, see item 6-F-q on page 12 in the minutes of this meeting.)

8-h.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 17, 1987, enclosing proposed "Ordinance amending 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street."

(Deleting: Blanchard Street, both sides, beginning 2180 feet north of the northerly curblane of Raymond Boulevard to its terminus.

Adding: Blanchard Street, both sides, beginning at the northerly curblane of Raymond Boulevard extending 600 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-i.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 6, 1987, enclosing proposed "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Irvine Turner Boulevard as a one-way Street."

(Irvine Turner Boulevard: Southbound, from Clinton Avenue to West Runyon Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-j.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 5, 1987, enclosing proposed "Ordinance approving the purchasing of the premises commonly known as 378-380 University Avenue and 311-317 Washington Street, Block 73, Lots 2 and 75, from the Newark Housing Authority for a sum of \$81,437, pursuant to the provision of N.J.S.A. 40A:12-5(a)(1)."

(St. Benedict's Urban Renewal Project, N.J.R.-123)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-k.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 14, 1987, enclosing proposed "Ordinance amending Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Elm Street."
(Elm Street: From McCarter Highway to Mulberry Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-l.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 14, 1987, enclosing proposed "Ordinance amending Sections 23:5-1, 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Clinton Street."

(Section 23:5-1, Parking Prohibited at All Times, Clinton Street, south side, from Broad Street to Mulberry Street)

Section 23:5-2, Parking Prohibited at Certain Times, Clinton Street, north side, from Broad Street to Mulberry Street, from 6:00 A. M. to 6:00 P. M., except Saturdays and Sundays)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to return the ordinance to Administration per their request was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-m.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 14, 1987, enclosing proposed "Ordinance amending Sections 23:5-2, 23:5-4 and 23:5-6, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Clinton Avenue."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-n.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 14, 1987, enclosing proposed "Ordinance to amend an ordinance to Regulate Newsracks in Public Right-of-Way."

(Amends the penalty provision)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

8-o.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 14, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977 as amended and supplemented (To create the title of "Coordinator of U.C.C. Applications in the Department of Engineering.)"

(Coordinator of
U.C.C. Applications (1) 1/1/87 \$18,203.55 - \$21,442.48
(35 Hours) 1/1/88 19,113.73 - 22,514.60)
(New title in Department of Engineering. Represented by Essex Council #1,
Civil Service Association. Funds provided in 1987 Budget.)
(Copy of ordinance and correspondence submitted to each Member of the Council))

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

8-p.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 19, 1987, enclosing proposed "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Woodside Avenue and Delavan Avenue as one-way streets."
(Delavan Avenue: Westbound, from Summer Avenue to Woodside Avenue
Woodside Avenue: Northbound, from Delavan Avenue to Elwood Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council))

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

8-q.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 19, 1987, enclosing proposed "Ordinance to amend and supplement Title 22, Streets and Sidewalks; Chapter 4, Encumbrances Upon and Injury to Streets and Sidewalks: Miscellaneous Provisions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding thereto a New Section to Article 1, Obstructions, Encumbrances, Projections and Encroachments; General Provisions, Section 22:4-1)."

(Copy of ordinance and correspondence submitted to each Member of the Council))

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-r.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 19, 1987, enclosing proposed "Ordinance amending Title 2, Chapter 5, Department of Administration, Article 4, Division of Central Purchases, Subsection 2:5-11(b)(1)(a), Powers and Duties of City Purchasing Agent, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented (To raise the threshold for the bidding requirement for public contracts from \$7,500. to \$8,400.)."

(Copy of ordinance and correspondence submitted to each Member of the Council))

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-s.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 21, 1987, enclosing proposed "Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c for the years 1984 and 1985, on property owned by Boys' and Girls' Club of Newark, Inc. and located at 161 Littleton Avenue, Block 1801, Lot 15, Newark, New Jersey." (\$341,331.61 including applicable fees and interest)

(Copy of ordinance and correspondence submitted to each Member of the Council))

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-t.

The Deputy City Clerk presented Proposed "Ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to strongly encourage applicants for a marriage license to obtain routine serological test for antibodies to human t-cell lymphotropic virus, type III, (HTLV-III), the causative agent of Acquired Immunodeficiency Syndrome (AIDS). (By restoring the Licensing Officer's mandate to issue marriage licenses which was inadvertently deleted)."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-u.

The Deputy City Clerk presented Proposed "Ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To require the owner of every vacant lot located within the City of Newark, owned by any agency, to have a sign posted on the premises which shall set forth the full name, address and telephone number of the owner and/or agent of said property)."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-v.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 24, 1987, enclosing proposed "Ordinance to amend Title 15 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To amend Title 15:19-1(a), Authority, determining building unfit). (Allow the Department of Land Use Control to declare a building unfit in order to allow for its demolition.)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-w.

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 24, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title of Community Organization Specialist, Bilingual in Spanish and English in the Office of the Mayor)."

(Community Organization
Specialist, Bilingual in
Spanish and English
(35 Hours)

(1)

\$18,203.55 - \$21,442.48)

(Title change due to Civil Service Reclassification. Represented by Essex Council #1 - Civil Service Association. Old title cannot be abolished because there is another employee in old title.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-x.
(A.S.)

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received August 28, 1987, enclosing proposed "Ordinance approving the sale of 31 lots located in an area bounded by Broadway, Harvey Street, Mt. Pleasant Avenue, and Oriental Street and identified more specifically on attached Schedule A, pursuant to the provisions of N.J.S.A. 40A:12-13 (b)(1)."

(To be sold to the Housing Authority for construction of an elementary school by the Newark Board of Education for \$1. per lot)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-r on Ordinances on First Reading on page 12 in the minutes of this meeting.)

8-y.
(A.S.)

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 1, 1987, enclosing proposed "Ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the Gouverneur Street Project Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-z.
(A.S.)

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 2, 1987, enclosing proposed "Ordinance approving the sale of premises commonly known as 294, 296, 298 South Orange Avenue and 252, 254, 256 South 6th Street, Block 271, Lots 22, 49, 23, 48, 47 and 46, pursuant to the provisions of N.J.S.A. 40A:12-21 (j).

(Habitat for Humanity Newark, Inc., Non-profit Corporation - \$1.00)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-ba.
(A.S.)

The Deputy City Clerk presented Communication from Business Administrator Monteilh, received September 2, 1987, enclosing proposed, "Ordinance approving the Urban Renewal Plan and the Feasibility for the Industrial River Urban Renewal Project N.J. R-121. (10th Amendment)."

(Generally bounded by Passaic River on the North, the Newark Bay and Doremus Avenue on the East; Lehigh Valley Railroad and Port Street on the South, and State Highway I on the West)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-p on Ordinances on First Reading on pages 11 and 12 in the minutes of this meeting.)

211

PENDING BUSINESS ON THE CALENDAR.

- 9-a. **Communication from Business Administrator Monteilh, received July 27, 1987 enclosing proposed "Ordinance requiring a deposit on all beverage containers sold or offered for sale in the City of Newark."**
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987)

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Grant and failed of adoption by the following votes:

Yes: President Martinez.
 No: Councilman Carrino.
 Not Voting: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani.

A motion to table the ordinance was made by Councilman Carrino, seconded by Councilman Harris and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani.
 No: President Martinez.

Councilman Carrino, through the Chair, requested the City Clerk to invite to a future special conference Hon. Nicholas R. Amato, County Executive, Hon. Thomas P. Giblin, Freeholder President, Hon. Joseph C. Parlavecchio, Freeholder, Hon. Sharpe James, Mayor, Mr. Richard Monteilh, Business Administrator, Mr. Alvin Zach, Director, Department of Engineering to discuss the ordinance.

- 9-b. **Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended (To adjust the salary of Director, Department of Finance)."**

(Director, Department of Finance 1/1/87 \$58,096.47 - \$58,096.47
 (1) 1/1/88 62,163.22 - 62,163.22)
 (7% increase for each of the years 1987 and 1988)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by decreasing the percentage from 7% to 5% for the year 1987 and deleting therefrom the salary range and year for 1988 was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading, as amended, was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

- 9-c. **Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979, as amended (To adjust the salary of Director, Department of General Services)."**

(Director, Department of General Services 1/1/87 \$58,096.47 - \$58,096.47
 (1) 1/1/88 62,163.22 - 62,163.22)
 (7% increase for each of the years 1987 and 1988)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by decreasing the percentage from 7% to 5% for the year 1987 and deleting therefrom the salary range and year for 1988 was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading, as amended, was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

9-d.

Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977, and amendments thereto. (To adjust the salaries for Director, Police Department and Police Chief)."

(Director, Department of Police	1/1/87	\$58,096.47 - \$58,096.47
(1)	1/1/88	62,163.22 - 62,163.22

Police Chief	1/1/87	56,175.00 - 56,175.00
(1)	1/1/88	60,107.25 - 60,107.25

(7% increase for each of the years 1987 and 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by decreasing the percentage from 7% to 5% for the year 1987 and deleting therefrom the salary range and year for 1988 was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading, as amended, was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

9-e.

Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-l) adopted May 4, 1977 and amendments thereto. (To adjust the salary of Director of Fire)."

(Director, Department of Fire	1/1/87	\$58,096.47 - \$58,096.47
(1)	1/1/88	62,163.22 - 62,163.22

(7% increase for each of the years 1987 and 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by decreasing the percentage from 7% to 5% for the year 1987 and deleting therefrom the salary range and year for 1988 was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani.

No: Councilmen Carrino, Tucker, President Martinez.

Absent During Roll Call: Councilman Payne.

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading, as amended, was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Rice, Villani.

No: Councilmen Carrino, Tucker, President Martinez.

Absent During Roll Call: Councilman Payne.

9-f.

Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977 as amended (To adjust the salary of Director, Department of Engineering)."

(Director, Department of Engineering	1/1/87	\$58,096.47 - \$58,096.47
(1)	1/1/88	62,163.22 - 62,163.22

(7% increase for each of the years 1987 and 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

213

A motion to amend the ordinance by decreasing the percentage from 7% to 5% for the year 1987 and deleting therefrom the salary range and year for 1988 was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading, as amended, was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

9-g.

Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services,' (6-S & F-x) adopted July 16, 1986 as amended (To adjust the salary of Director, Department of Health and Human Services)."

(Director, Department of	1/1/87	\$58,096.47 - \$58,096.47
Health and Human Services (1)	1/1/88	62,163.22 - 62,163.22)

(7% increase for each of the years 1987 and 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by decreasing the percentage from 7% to 5% for the year 1987 and deleting therefrom the salary range and year for 1988 was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading, as amended, was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

9-h.

Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development,' (6-S & F-z) adopted July 16, 1986 as amended (To adjust the salary of Director, Department of Development)."

(Director, Department	1/1/87	\$58,096.47 - \$58,096.47
of Development (1)	1/1/88	62,163.22 - 62,163.22)

(7% increase for each of the years 1987 and 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by decreasing the percentage from 7% to 5% for the year 1987 and deleting therefrom the salary range and year for 1988 was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading, as amended, was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

9-i.

Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control,' (6-S & F-ba) adopted July 16, 1986 as amended (To adjust the salaries of Director, Department of Land Use Control and Tax Assessor)."

(Director, Department of	1/1/87	\$58,096.47 - \$58,096.47
Land Use Control (1)	1/1/88	62,163.22 - 62,163.22

Tax Assessor (1)	1/1/87	34,660.69 - 42,130.35
	1/1/88	37,086.94 - 45,079.47)

(7% increase for each of the years 1987 and 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by decreasing the percentage from 7% to 5% for the year 1987 and deleting therefrom the salary range and year for 1988 was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Payne.

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading, as amended, was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Payne.

9-j.

Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Law and establishing salaries therefor,' (6-S & F-q) adopted May 4, 1977, and amendments thereto (To adjust the salary for Corporation Counsel)."

(Corporation Counsel	(1)	1/1/87	\$58,096.47 - \$58,096.47
		1/1/88	62,163.22 - 62,163.22)

(7% increase for each of the years 1987 and 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by decreasing the percentage from 7% to 5% for the year 1987 and deleting therefrom the salary range and year for 1988 was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Payne.

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading, as amended, was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Payne.

9-k.

Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977, as amended (To adjust the salary of Business Administrator and Assistant Business Administrator)."

(Business Administrator	(1)	1/1/87	\$74,900.00 - \$74,900.00
		1/1/88	80,143.00 - 80,143.00)

(Assistant Business	(1)	1/1/87	58,096.47 - 58,096.47
Administrator		1/1/88	62,163.22 - 62,163.22)

(7% increase for each of the years 1987 and 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by decreasing the percentage from 7% to 5% for the year 1987 and changing effective date for title of Assistant Business Administrator from January 1, 1987 to April 1, 1987 and deleting therefrom the salary range and year for 1988 for both titles was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Payne.

A motion directing the Deputy City Clerk to place this ordinance on the September 16, 1987 Agenda of the Municipal Council for first reading, as amended, was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Payne.

9-l.

Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Newark Municipal Council and establishing salaries therefor,' (6-S & F-f) adopted May 4, 1977 as amended and supplemented (To adjust Staff salaries)."

(Executive Secretary to
Councilman (35 Hours) (9) 1/1/88 \$31,648.18 - \$31,648.18

Aide to Council
President (35 Hours) (1) 1/1/88 34,408.14 - 34,408.14
(7% increase for 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Payne.

9-ii.

Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor,' (6-S & F-e) adopted May 4, 1977 as amended and supplemented (To adjust Staff salaries).

(City Clerk (1) 1/1/88 \$71,695.11 - \$71,695.11

Deputy City Clerk (1) 1/1/88 62,886.71 - 62,886.71
(7% increase for 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Payne.

9-n.

Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To adjust salaries)." (Office of the Mayor and Municipal Courts)

(7% increase for each of the years 1987 and 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilman Payne.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The Deputy City Clerk reported the following Bingo and Raffle Licenses were issued from August 19, 1987 to August 24, 1987:

BINGO LICENSES

LICENSEE

LICENSE NUMBER

Society of the Holy Rosary of
St. Francis Xavier Church
St. Lucy's Roman Catholic Church
St. Francis Xavier Parent School Guild
St. John's Ukrainian Catholic Church
St. Rocco's Holy Name Society
Society of the Holy Rosary Society of
St. Francis Xavier Church
St. Bridget's Church

9600 (Amended)
9608 (Amended)
9620 (Amended)
9667 (Amended)
9783

9784
9792

S:

RAFFLE LICENSES

	<u>LICENSE NUMBER</u>
St. John's Guild	9782
St. Benedict's Preparatory School	9785
St. Casimir's Roman Catholic Church	9786
Parents & Guardians Guild - St. Vincent Academy	9787
Project Link Educational Center Parent Teacher Group	9788
Ladies Auxilliary of Newark Abbey	9789
St. Columba School Parents Teachers Association	9790
Ironbound Community Corporation	9791
Ironbound Community Corporation	9793
Newark Branch N. A. A. C. P.	9794

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

The meeting adjourned at 5:44 P. M.

APPROVED:

Mark E. Davis

Mark E. Davis
Deputy City Clerk

Henry Martinez
President



A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:15 P.M.

The audience arose for the National Anthem.

The invocation was offered by Councilman Ralph T. Grant, Jr.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Harris, Payne, Tucker, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Alison Jones and Detective James Reed and Lieutenant Raymond Gilhooly, Sergeants-at-Arms.

Absent: Councilmen Carrino, Rice, Villani.

(Councilmen Carrino and Rice arrived 8:20 P.M.)

(Councilwoman Villani arrived 8:24 P.M.)

President Martinez stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on September 11, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented **Report of Investments and Time Deposits Purchased for the month of July, 1987, submitted by Ronald W. Jean, Finance Director.**
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Carrino, Rice, Villani.

- 4-b. The City Clerk presented **1986 Annual Report of Department of Land Use Control.**

A motion that the 1986 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Carrino, Rice, Villani.

- 4-c. The City Clerk presented **Copy of Minutes of Meeting of Second River Joint Meeting, held June 1, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Carrino, Rice, Villani.

- 4-d. The City Clerk presented **Copies of Minutes of Meetings of Alcoholic Beverage Control Board, held February 10, 1986, July 21, 1986, August 4, 1986, August 11, 1986, August 25, 1986, November 24, 1986, March 9, 1987, March 23, 1987, April 27, 1987, May 11, 1987, May 18, 1987, June 8, 1987, June 29, 1987, July 20, 1987 and July 27, 1987.**

(Copies submitted to each Member of the Council)

A motion that the Copies of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, President Martinez.

Absent: Councilmen Carrino, Rice, Villani.

A motion to consider at this time Resolutions 7-R-w, 7-R-z, 7-R-bi (A.S.), 7-R-bj (A.S.), 7-R-bk (A.S.), 7-R-bm (A.S.), 7-R-bq (A.S.), 7-R-bu (A.S.), 7-R-bw (A.S.) on this agenda and Resolutions 7-R-dh (A.S.) and 7-R-ds (A.S.) adopted September 2, 1987 was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes;

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Rice, Villani.

(Councilmen Carrino and Rice arrived 8:20 P.M.)

**7-R-bu.
(A.S.)**

Resolution recognizing and commending Ms. Karen Peace for writing the best Anti-Drug Essay through a contest held by the Seventh Street Block Association held on August 29, 1987.

Councilman Grant presented the resolution, on behalf of the Members of the Municipal Council, and congratulated Ms. Peace for this accomplishment.

Ms. Peace thanked the Members of the Municipal Council for honoring her in this manner.

(Councilwoman Villani arrived 8:24 P.M.)

7-R-w.

Resolution recognizing and commending Mr. Raul Davila for his outstanding achievements in the performing arts.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Resolution recognizing and commending the students from New Jersey Institute of Technology who participated in the first annual Newark Housing Inventory Pilot Project. (Resolution 7-R-ds (A.S.) adopted September 2, 1987)

Councilman Rice, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolutions and congratulated them on their success in this program.

**7-R-bq.
(A.S.)**

Resolution recognizing and commending Staff and Faculty members from New Jersey Institute of Technology for participating in the first annual Newark Housing Inventory Pilot project.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilmen Rice, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions and congratulated them on the tremendous job they did.

7-R-z.

Resolution recognizing and commending Marleny Franco, the Essex County Agricultural Agent - Rutgers Urban Gardening Program, for her outstanding community participation.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Miss Franco and congratulated her on her participation in this program.

- 7-R-bi.
(A.S.) Resolution recognizing and commending the Rutgers Cooperative Extension of Essex County, Urban Gardening Program for its outstanding contributions to the City of Newark.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to the participants of this program.

Councilman Carrino requested, through the Chair, that the City Clerk be directed to communicate with Business Administrator Monteilh and Development Director Lucas requesting that the appropriate officials inspect and clean up a vacant lot located on the corner of Lincoln Avenue and Delavan Avenue; further requesting that a status report on this property be forwarded to the Members of the Municipal Council.

- 7-R-bk.
(A.S.) Resolution recognizing and commending various corporations and agencies for providing employment opportunities to Newark area residents.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to several corporations and commended them for providing these opportunities to the residents of Newark.

- 7-R-bm.
(A.S.) Resolution recognizing and commending Jim Felton of Ebon Services International, Inc. for adopting the West Kinney Alternative School.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Felton.

Resolution recognizing and commending James Mtume, Composer and Musician, for his many outstanding contributions to the City of Newark. (Resolution 7-R-dh (A.S. adopted September 2, 1987))

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Mtume.

Councilman Carrino requested, through the chair, that Members of the Municipal Council pause for a moment of silence out of respect to the memory of Robert E. Brinkman, Robert H. Mirrer, Charles J. Ramsey, Noel Louis Rios, Michael J. Scott, Donald E. Siegewarth and James W. Widdis, seven young men from Newark, who are still listed as Prisoners of War or Missing in Action. He noted it is because of the gallant action of these seven young men and the actions of other members of our armed forces that we here tonight are free and hoped that this country never again have to send our young people to war.

A motion to consider at this time Item 8-j (A.S.) on ordinances on First Reading was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 6-F-bl.
(A.S.) The City Clerk read An ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1985, 1986 and 1987, on property owned by Roseville Presyterian Church, and located at 28-40 Roseville Avenue, Block 1890, Lot 34, Newark, New Jersey.

(\$2,201.71 plus applicable fees and interest for year 1985; \$1,975.82 for year 1986; \$2,042.04 for year 1987. Failed to file continuing statement for tax exemption status)

(Copy of ordinance and correspondence submitted to each Member of the Council)

220

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

A motion to consider at this time Item 8-k (A.S.) on Ordinances on First Reading was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-bm.
(A.S.)

The City Clerk read An ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1985, 1986 and 1987, on property owned by Presbyterian Church and Chapel, and located at 35-50 Roseville Avenue, Block 1890, Lot 24, Newark, New Jersey.

(\$37,115.24 plus applicable fees and interest for year 1985; \$31,510.48 for year 1986; \$32,566.56 for year 1987)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

BOARD OF ADJUSTMENT APPEAL.

4-A-1.

The City Clerk read In the matter of application of Marlene and Ralph Malavarca, Applicants, to permit in 3rd Residence and 2nd Business Districts the garaging of commercial vehicles on premises 195-197 New York Avenue.

(Copy of transcript submitted to each Member of the Council)

(Ms. Maria Duque, Appellant)

(Board of Adjustment hearing held May 27, 1987)

(Transcript filed July 6, 1987)

The Board of Adjustment at its regular meeting held May 27, 1987, approved the application by 6 Ayes and 0 Nays.

An appeal in this matter was filed in the Office of the City Clerk on June 5, 1987, by Maria Duque.

The transcript in connection with this matter was received July 6, 1987, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On July 14, 1987, the City Clerk notified the applicant, the applicant's attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting August 5, 1987, at 1:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

A meeting was held August 5, 1987, and the Municipal Council deferred action on the application.

On August 10, 1987, the City Clerk notified the applicant, the applicant's attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting September 2, 1987, at 1:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

A meeting was held September 2, 1987, and the Municipal Council deferred action on the application.

On September 8, 1987, the City Clerk notified the applicant, the applicant's attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting September 16, 1987, at 8:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

President Martinez stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment in the matter of application of Marlene and Ralph Malavarca, Applicants, to permit in 3rd Residence and 2nd Business Districts the garaging of commercial vehicles on premises 195-197 New York Avenue. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be presented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means that they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and the place for the appeal to commence.

MR. BRIAN KEENAN, ATTORNEY FOR THE APPLICANTS, 26 FERRY STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council, on behalf of Marlene and Ralph Malavarca and requested them to concur with the decision of the Board of Adjustment based on the testimony presented at the hearing.

MS. MARIA DUQUE, 199 NEW YORK AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council, through her interpreter, Ms. Maria DiMiranda and requested the Members of the Council to deny this variance based on the many problems this would create for the residents of this area.

President Martinez read the following statement:

On May 27, 1987 the Board of Adjustment granted a variance, with certain conditions, in connection with the garaging of three (3) commercial vehicles on a lot located on the north side of New York Avenue between Adams Street and Jefferson Street.

The property in question is located in a 3rd Residential and 2nd Business District, pursuant to Newark's Zoning Ordinances which provides, in pertinent part, that a building or premises may be used for any purpose except for all uses excluded from the Fourth Business District.

Title 27:3-38(35), which sets forth the prohibited uses in the Fourth Business District prohibits any use excluded from 1st Industrial District. Title 27:3-44 (12) of that section excludes commercial garage which is defined by Newark Ordinances as "any building or premises used for the storage of one or more buses, trucks, including storage for rental."

A variance was, therefore, requested for the use of the property for garaging of 3 self-service trucks.

A hearing was held on the application for the variance by the Board of Adjustment. The applicants, Marlene and Ralph Malavarca, presented testimony as to the proposed use. Appellant, Ms. Maria Duque, residing at 199 New York Avenue, and other residents in the area appeared at the hearing and objected to the effect such use would have on the community.

After all testimony was presented, the Board of Adjustment adopted a Resolution, dated May 27, 1987, approving the application subject to two (2) conditions. The decision was based upon the following factual findings:

232

(1) Presently, the lot which is approximately 38' x 105' in size contains a dwelling and an attached commercial building. The area within the 200 foot radius is composed of dwellings, churches, and some stores;

(2) The parking of the vehicles has occurred for an extended duration;

(3) Parking in the garage takes vehicles off the street in an area where parking is a problem;

The Board further determined that the relief requested by the Applicants, Marlene and Ralph Malavarca, can be granted without substantially impairing the intent and purpose of the Zone Plan and Zoning Ordinances of the City of Newark based on the following reasons:

(1) The granting of the variance will alleviate the parking problem in the area, and

(2) The conditions, i.e. that the use is limited to only three self-service trucks for a period of two years, will serve to protect the area.

Thus, the Board concluded that the applicant had established reasons for the granting of the variance and that the relief can be granted without substantial detriment to the public good or impairment of the intent and purpose of the Zoning Ordinance.

Pursuant to legislative authority the Board of Adjustment shall have the power to permit a use or principal structure in a district restricted against such use or principal structure if there are "special reasons" and the relief can be granted "without substantial detriment to the public good and will not substantially impair the intent and purpose of the Zone Plan and Zoning Ordinance."

Under the present law, this Council, as the governing body, has the authority to make de novo review of the record established before the Board of Adjustment and reach its own decision in this matter, subject only to the requirement that its finding and conclusion are supported by the record. Kressler vs. Bowker, 174 N.J. Super 478 (App. Div. 1979). The Council is directly responsible to the citizenry and has the right to apply its own expertise and knowledge of the community and make a final evaluation based on the record created before the Board. Thus, this Council may reverse, remand or affirm, wholly or in part, or may modify the final decision of the Board.

Applying such a standard of review the Council has reviewed the transcript of the hearing before the Board of Adjustment and makes the following determinations:

1. This Council disagrees with the Board of Adjustment's conclusion which renders an interpretation of "special reasons" broad enough to encompass the present variance allowing the parking of commercial vehicles for hire in an area composed principally of dwellings, churches and a few stores;

2. The parking of commercial vehicles off the street does not in itself provide the basis for a finding of a special reason. It is not a use inherently serving the public good or welfare. In fact, there was not the slightest evidence before the Board of Adjustment that the area would benefit from the proposed use;

September 16, 1987

3. The fact that the applicant has a long-standing relationship with the owners of lunch trucks and wishes to continue renting out to the three commercial vehicles is not a special reason for granting the variance;

4. Reduction of the economic value of the garage without a variance is not a factor to be considered in deciding whether or not to grant the variance;

5. There are inadequate proofs to substantiate the conclusion that more parking spaces will be made available for residents in the area (T-3);

6. There is no supporting evidence to show that the granting of the variance will alleviate the parking problems in the area;

7. Whatever zoning benefits might accrue, if any, are outweighed by the zoning harms envisioned by this Council. The applicant has failed to meet the burden of proving that the zoning plan would not be substantially impaired. The record is replete with testimony regarding detrimental effects on the surrounding area, i.e. increased traffic problems, disturbances at early hours of the day, the accumulation of debris, and the rise of a vermin infestation problem;

8. To permit the garaging of the three trucks as proposed would substantially impair the intent and purpose of the Zoning Plan;

9. The two year variance may not be granted where there are no legal grounds for a permanent one.

Based on the foregoing reasons the Council is reversing the Board's decision granting a variance permitting the storage of 3 lunch trucks in a 3rd Residence and 2nd Business Districts was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The City Clerk read An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.

(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987.)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

22.

6-F-b.

The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Sherman Avenue as a Through Street.

(Sherman Avenue, from Pennsylvania Avenue to its terminus.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

6-F-c.

The City Clerk read An ordinance amending Title 2, Chapter 15, Council Rules.

(Copy of correspondence submitted to each Member of the Council)

(Ordinance tabled May 6, 1987)

(Ordinance removed from the table July 8, 1987)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-d.

The City Clerk read An ordinance to amend and supplement Title Two, Administration, Chapter Two, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To establish a City Commerce Commission in the Office of the Mayor).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

6-F-e.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance establishing Upgraded Health Benefits for Superior Identification Officer Employees and Specified Retirees currently serving in the titles "Chief Identification Officer" and "Assistant Chief Identification Officer", as represented by the Newark Superior Officer's Association", (6-S & F-h), adopted December 7, 1983.

(Arbitration award for Chief Identification Officer and Assistant Chief Identification Officer granting lump sum separation option and extension of prescription plan and health plan benefits to certain retirees represented by Superior Officers' Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

6-F-f.

The City Clerk read An ordinance amending 23:5-1, **Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street.**

(Deleting: Blanchard Street, both sides, beginning 2180 feet north of the northerly curblin of Raymond Boulevard to its terminus.

Adding: Blanchard Street, both sides, beginning at the northerly curblin of Raymond Boulevard extending 600 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-g.

The City Clerk read An ordinance amending Section 23:2-1, **One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Irvine Turner Boulevard as a one-way Street.**

(Irvine Turner Boulevard: Southbound, from Clinton Avenue to West Runyon Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-h.

The City Clerk read An ordinance approving the purchasing of the premises commonly known as 378-380 University Avenue and 311-317 Washington Street, Block 73, Lots 2 and 75, from the Newark Housing Authority for a sum of \$81,437. pursuant to the provision of N.J.S.A. 40A:12-5(a)(1).

(St. Benedict's Urban Renewal Project, N.J.R.-123)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

6-F-i.

The City Clerk read An ordinance amending Section 23:4-1, **Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Elm Street.**

(Elm Street: From McCarter Highway to Mulberry Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 6-F-j. The City Clerk read An ordinance amending Sections 23:5-2, 23:5-4 and 23:5-6, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Clinton Avenue.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 6-F-k. The City Clerk read An ordinance to amend an ordinance to Regulate Newsracks in Public Right-of-Way.

(Amends the penalty provision)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

- 6-F-l. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended and supplemented (To create the title of "Coordinator of U.C.C. Applications" in the Department of Engineering.)

(Coordinator of

U.C.C. Applications (1) 1/1/87 \$18,203.55 - \$21,442.48

(35 Hours) 1/1/88 19,113.73 - 22,514.60)

(New title in Department of Engineering. Represented by Essex Council #1,

Civil Service Association. Funds provided in 1987 Budget.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

- 6-F-m. The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Woodside Avenue and Delavan Avenue as one-way streets.

(Delavan Avenue: Westbound, from Summer Avenue to Woodside Avenue

Woodside Avenue: Northbound, from Delavan Avenue to Elwood Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-n.

The City Clerk read An ordinance to amend and supplement Title 22, Streets and Sidewalks; Chapter 4, Encumbrances Upon and Injury to Streets and Sidewalks: Miscellaneous Provisions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding thereto a New Section to Article 1, Obstructions, Encumbrances, Projections and Encroachments; General Provisions, Section 22:4-1).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

6-F-o.

The City Clerk read An ordinance amending Title 2, Chapter 5, Department of Administration, Article 4, Division of Central Purchases, Subsection 2:5-11(b)(1)(a), Powers and Duties of City Purchasing Agent, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented (To raise the threshold for the bidding requirement for public contracts from \$7,500. to \$8,400.).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

6-F-p.

The City Clerk read An ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c for the years 1984 and 1985, on property owned by Boys' and Girls' Club of Newark, Inc. and located at 161 Littleton Avenue, Block 1801, Lot 15, Newark, New Jersey.

(\$341,331.61 including applicable fees and interest)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

6-F-q.

The City Clerk read An ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to strongly encourage applicants for a marriage license to obtain routine serological test for antibodies to human t-cell lymphotropic virus, type III, (HLTV-III), the causative agent of Acquired Immunodeficiency Syndrome (AIDS). (By restoring the Licensing Officer's mandate to issue marriage licenses which was inadvertently deleted).

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

6-F-r.

The City Clerk read An ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To require the owner of every vacant lot located within the City of Newark, owned by any agency, to have a sign posted on the premises which shall set forth the full name, address and telephone number of the owner and/or agent of said property).

(Copy of ordinance submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-s.

The City Clerk read An ordinance to amend Title 15 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To amend Title 15:19-1(a), Authority, determining building unfit).

(Allow the Department of Land Use Control to declare a building unfit in order to allow for its demolition.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

6-F-t.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title of Community Organization Specialist, Bilingual in Spanish and English in the Office of the Mayor).

(Community Organization
Specialist, Bilingual in
Spanish and English
(35 Hours)

(1) \$18,203.55 - \$21,442.48)

(Title change due to Civil Service Reclassification. Represented by Essex Council #1 - Civil Service Association. Old title being retained for other employee.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

6-F-u.

The City Clerk read An ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the Gouverneur Street Project Redvelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

(215-227 Mt. Pleasant Avenue a/k/a 29-35 Gouverneur Street; a/k/a 228-232 Broad Street, Block 443, Lot 1; 239-241 Mt. Pleasant Avenue, Block 443, Lot 14; 253-255 Mt. Pleasant Avenue, Block 443, Block 21; 260 Broad Street, Block 443, Lot 31; 258 Broad Street, Block 443, Lot 32)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez directed the City Clerk to forward appropriate notice calling for a special meeting of the Municipal Council for Tuesday, September 29, 1987, at 12 Noon in the Council Chamber, City Hall, to consider this ordinance on Public Hearing, Second Reading and Final Passage; further directing the City Clerk to prepare a resolution declaring an emergency exists to said ordinance and to place this resolution on the call of the special meeting.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a special meeting to be held September 29, 1987, at 12 Noon.

6-F-v.

The City Clerk read An ordinance approving the sale of premises commonly known as 294, 296, 298 South Orange Avenue and 252, 254, 256 South 6th Street, Block 271, Lots 22, 49, 23, 48, 47 and 46; pursuant to the provisions of N.J.S.A. 40A:12-21 (j).

(Habitat for Humanity Newark, Inc., Non-profit corporation - \$1.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to communicate with Corporation Counsel Grant and Development Director Lucas requesting a legal opinion as to whether the qualifications and constraints for non-profit development companies are identical to the qualifications and constraints for profit-making development companies and what the differences are, if any, was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-w.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended (To adjust the salary of Director, Department of Finance).

(Director, Department of Finance 1/1/87 \$57,010.55 - \$57,010.55)

(1)
(5% increase for year 1987)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by increasing the percentage from 5% to 7% for the year 1987 and adding the 1988 salary range was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

230

A motion to adopt the ordinance, as amended, on first reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

President Martinez: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

6-F-x.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended (To adjust the salary of Director, Department of General Services).

(Director, Department of General Services (1) 1/1/87 \$57,010.55 - \$57,010.55)
(5% increase for year 1987)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by increasing the percentage from 5% to 7% for the year 1987 and adding the 1988 salary range was made by Councilman Rice, seconded by Councilman Payne and failed of adoption by the following votes:

Yes: Councilmen Payne, Rice, Tucker.

No: Councilmen Carrino, Harris.

Not Voting: Councilmen Branch, Grant, Villani, President Martinez.

A motion to table the ordinance was made by Councilman Harris, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Villani, President Martinez.

No: Councilmen Payne, Rice, Tucker.

Not Voting: Councilmen Branch.

6-F-y.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977, and amendments thereto. (To adjust the salaries for Director, Police Department and Police Chief).

(Director, Department of Police (1) 1/1/87 \$57,010.55 - \$57,010.55)

Police Chief (1) 1/1/87 55,125.00 - 55,125.00
(5% increase for year 1987)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by increasing the percentage from 5% to 7% for the year 1987 and adding the 1988 salary range was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

A motion to adopt the ordinance, as amended, on first reading was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

President Martinez: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

6-F-z.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-1) adopted May 4, 1977 and amendments thereto. (To adjust the salary of Director of Fire).

(Director, 1/1/87 \$57,010.55 - \$57,010.55)
 Department of Fire (1)
 (5% increase for years 1987)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by increasing the percentage from 5% to 7% for the year 1987 and adding the 1988 salary range was made by Councilman Payne.

There was no second to the motion.

A lengthy discussion was held.

A motion to amend the ordinance by reducing the salary to \$5,000. was made by Councilman Carrino, seconded by President Martinez and failed of adoption by the following votes:

Yes: Councilmen Carrino, President Martinez.
 No: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani.

A motion to table the ordinance was made by Councilman Harris, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Villani, President Martinez.
 No: Councilmen Payne, Rice, Tucker.

6-F-ba.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended (To adjust the salary of Director, Department of Engineering).

(Director, Department 1/1/87 \$57,010.55 - \$57,010.55)
 of Engineering (1)
 (5% increase for year 1987)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman Rice, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilman Rice.
 No: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.
 Not Voting: Councilman Payne.

Councilman Payne requested his vote be changed from not voting to the negative.

A motion to table the ordinance was made by Councilman Rice, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilman Rice.
 No: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani,
 President Martinez.

A motion to amend the ordinance by increasing the percentage from 5% to 7% for the year 1987 and adding the 1988 salary range was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,
 President Martinez.
 Not Voting: Councilman Tucker.

A motion to adopt the ordinance, as amended, on first reading was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
 Not Voting: Councilman Tucker.

President Martinez: The yeases are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

232

6-F-bb.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986 as amended (To adjust the salary of Director, Department of Health and Human Services).

(Director, Department of Health and Human Services (1) 1/1/87 \$57,010.55 - \$57,010.55)
(5% increase for year 1987)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by increasing the percentage from 5% to 7% for the year 1987 and adding the 1988 salary range was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the ordinance, as amended, on first reading was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

6-F-bc.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development," (6-S & F-z) adopted July 16, 1986 as amended (To adjust the salary of Director, Department of Development).

(Director, Department of Development (1) 1/1/87 \$57,010.55 - \$57,010.55)
(5% increase for year 1987)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by increasing the percentage from 5% to 7% for the year 1987 and adding the 1988 salary range was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

A motion to adopt the ordinance, as amended, on first reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

President Martinez: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

6-F-bd.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control," (6-S & F-ba) adopted July 16, 1986 as amended (To adjust the salaries of Director, Department of Land Use Control and Tax Assessor).

(Director, Department of Land Use Control (1) 1/1/87 \$57,010.55 - \$57,010.55)

(Tax Assessor (1) 1/1/87 34,012.82 - 41,342.86)
(5% increase for year 1987)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by increasing the percentage from 5% to 7% for the year 1987 and adding the 1988 salary range was made by Councilman Branch, seconded by President Martinez.

No roll call was taken.

A motion to amend the ordinance by separating the titles was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-bd. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control," (6-S & F-ba) adopted July 16, 1986 as amended (To adjust the salary of Director, Department of Land Use Control).

(Director, Department of 1/1/87 \$57,010.55 - \$57,010.55

Land Use Control (1)

(5% increase for year 1987)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by increasing the percentage from 5% to 7% for the year 1987 and adding the 1988 salary range was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

A motion to adopt the ordinance, as amended, on first reading was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

President Martinez: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

6-F-bd-1. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control," (6-S & F-ba) adopted July 16, 1986 as amended (To adjust the salary of Tax Assessor).

(Tax Assessor (1) 1/1/87 \$34,012.82 - \$41,342.86)

(5% increase for year 1987)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by increasing the percentage from 5% to 7% for the year 1987 and adding the 1988 salary range was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

No: Councilman Carrino.

Not Voting: Councilman Tucker.

A motion to adopt the ordinance, as amended, on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

No: Councilman Carrino.

Not Voting: Councilman Tucker.

President Martinez: The yeses are seven, the noes are one and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

6-F-be.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6-S & F-q) adopted May 4, 1977, and amendments thereto ((To adjust the salary for Corporation Counsel).

(Corporation Counsel (1) 1/1/87 \$57,010.55 - \$57,010.55)
(5% increase for year 1987)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by increasing the percentage from 5% to 7% for the year 1987 and adding the 1988 salary range was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,

President Martinez.

Not Voting: Councilman Tucker.

A motion to adopt the ordinance, as amended, on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

President Martinez: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

6-F-bf.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended (To adjust the salary of Business Administrator and Assistant Business Administrator).

(Business Administrator (1) 1/1/87 \$73,500.00 - \$73,500.00

Assistant Business (1) 4/1/87 57,010.55 - 57,010.55)

Administrator

(5% increase for 1987)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by increasing the percentage from 5% to 7% for the year 1987 and adding the 1988 salary range; further amending the effective dates for the Assistant Business Administrator to read January 1, 1987 to April 1, 1987 was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

A motion to adopt the ordinance, as amended, on first reading was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

President Martinez: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

A motion to consider Item 8-e (A.S.) on Ordinances on First Reading was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

6-F-bg. (A.S.) The City Clerk read An ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 294 and 299, Lot(s) 1-16 and 37-52. (Fairmount Avenue)

(Easterly side of Littleton Avenue to the westerly side of Fairmount Avenue between the southerly side of 15th Avenue and the northerly side of Springfield Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

A motion to consider Item 8-f (A.S.) on Ordinances on First Reading was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-bh. (A.S.) The City Clerk read An ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 524, Lot(s) 17, 27, 29, 31, 33 & 35. (2-34 Kearny Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

A motion to consider Item 8-g (A.S.) on Ordinances on First Reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-bi. (A.S.) The City Clerk read An ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 934, Lot 1 (224-238 McWhorter Street).

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

A motion to consider Item 8-h (A.S.) on Ordinances on First Reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-bj.
(A.S.) The City Clerk read An ordinance approving the Redevelopment Plan and Feasibility of Relocation for City Tax Block 167, Lot(s) 10, 14 & 16. (224-238 Liberty Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

A motion to consider Item 8-i (A.S.) on Ordinances on First Reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-bk.
(A.S.) The City Clerk read An ordinance approving the Redevelopment Plan and Feasibility of Relocation for City Tax Block 146, Lot 18. (11-15 Clinton Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1987.

6-F-bl. The City Clerk read An ordinance authorizing the cancellation of taxes, interest
(A.S.) and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1985, 1986 and 1987,
on property owned by Roseville Presbyterian Church, and located at 28-40 Roseville
Avenue, Block 1890, Lot 34, Newark, New Jersey.

(\$2,201.71 plus applicable fees and interest for year 1985; \$1,975.82 for year
1986; \$2,042.04 for year 1987. Failed to file continuing statement for tax exemption
status)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Ordinance see pages 3 and 4 in the minutes of this meeting.)

6-F-bm. The City Clerk read An ordinance authorizing the cancellation of taxes, interest
(A.S.) and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1985, 1986 and 1987,
on property owned by Presbyterian Church and Chapel, and located at 35-60 Roseville
Avenue, Block 1890, Lot 24, Newark, New Jersey.

(\$37,115.24 plus applicable fees and interest for year 1985; \$31,510.48 for
year 1986; \$32,566.56 for year 1987. Failed to file continuing statement for tax
exemption status)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Ordinance see page 4 in the minutes of this meeting.)

A motion to consider Item 8-1 (A.S.) on Ordinances on First Reading was made
by President Martinez, seconded by Councilman Tucker and declared adopted by President
Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

6-F-bn. The City Clerk read An ordinance amending Sheet 16 of the Zoning District Map
(A.S.) of Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey,
1966, as amended and supplemented to change Block #1997 from Third Industrial District
to a Second Industrial District. (Area bounded by Market Street, Ferguson Street,
Clover Street and Polk Street)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez,
seconded by Councilman Tucker and declared adopted by President Martinez by the
following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance
is declared adopted on first reading and the City Clerk is hereby authorized and
directed to advertise said ordinance and give public notice of its introduction
and passage on first reading as provided by law. This ordinance will come up
for a public hearing and be considered for further action on October 7, 1987.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE:

President Martinez called for Ordinances on Public Hearing, Second Reading
and Final Passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised
in accordance with law and a hearing date set. It is now before you for public
hearing, second reading and final passage:

September 16, 1987

Ordinance to amend "An ordinance providing for annual equipment and clothing allowance for uniformed and civilian members of the Fire Department of the City of Newark" (6-S & F-p) adopted March 20, 1963, as amended and supplemented (To adjust allowance for Fire Superior Officers).

(Increase in clothing allowance for members of Fire Superior Officers per binding arbitration)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 1 of "An ordinance providing for annual Equipment and Clothing Allowance for uniformed and civilian members of the Fire Department of the City of Newark," (6S&Fp) adopted March 20, 1963, as amended and supplemented, be and hereby is further amended to add the following thereto:

Effective January 1, of the calendar year 1981, those Superior Officers in the Fire Department who are Deputy Chiefs permanently assigned to the 1st and 2nd Deputy Division, Battalion Chiefs permanently assigned to an Engine or Truck Company or to the Rescue Squad, Coordinating Deputy Chiefs, Coordinating and Roving Battalion Chiefs and Roving Fire Captains; and, who have served in one of the aforementioned capacities from January 1 to December 31 of the calendar year shall receive an annual Equipment and Clothing Allowance of \$500.00, or a pro rata share of said sum for service which commences on or after January 1 and which terminates prior to December 31 of the calendar year. Such annual Equipment and Clothing Allowance, as noted above, shall continue for those eligible employees, with the exception of those employees serving in the title of Deputy Chief, for the years 1982, 1983, 1984, and shall be increased to \$600.00 effective January 1, of the calendar year 1985. Annual Equipment and Clothing Allowance shall be payable on the second pay day in December.

Section 2. All terms and conditions of the aforementioned ordinance, and the amendments thereto, shall remain in effect to the extent they are not inconsistent with the above changes.

Section 3. The provision of this benefit is hereby ratified from January 1, 1981 through December 31, 1985.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing Business Administrator to enter into a lease agreement with Newark Community Health Centers, Inc., for property located at 737-751 Broadway A.K.A. 57-65 Grafton Avenue, Newark, New Jersey for period March 1, 1987 to February 28, 1988, for sum of one dollar (\$1) per year plus any county taxes to become due and owing during tenancy.

WHEREAS, the Newark Community Health Centers, Inc., a non-profit corporation of the State of New Jersey, has tax exempt status with respect to both the State of New Jersey and the Federal Government; and

WHEREAS, the City of Newark owns the premises commonly known as 737-751 Broadway, A.K.A. 57-65 Grafton Avenue, Block 772, Lots 1, 6, 8 and 56 on the Official Tax Maps and Tax Duplicate (year 1985) of the City of Newark, and said premises are not needed for use by the municipality; and

WHEREAS, the City of Newark desires to lease the said property for use as an ambulatory health care center service for the residents of Newark.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Municipal Council of the City of Newark hereby ratifies the lease agreement between the City of Newark and Newark Community Health Centers, Inc., for property located at 737-751 Broadway, A.K.A. 57-65 Grafton Avenue, for the period from March 1, 1987 to the date of the adoption of this Ordinance.

Section 2. The Business Administrator of the City of Newark is hereby authorized to enter into and execute a Lease Agreement between the City of Newark and Newark Community Health Centers, Inc., for property located at 737-751 Broadway, A.K.A. 57-65 Grafton Avenue, for the period from the date of adoption of this Ordinance by the Municipal Council to February 28, 1988, pursuant to N.J.S.A. 40A:12-14(c).

Section 3. The lease shall be automatically renewable on an annual basis assuming agreement between both parties.

Section 4. Said Newark Community Health Centers, Inc. shall, as consideration for said lease agreement, pay the owner the sum of one dollar per year plus any county taxes to become due and owing during the tenancy for each year of the lease agreement.

Section 5. The Business Administrator is hereby authorized to let unto the Newark Communities Health Centers, Inc. the equipment in the building owned by the City of Newark. A list of the equipment is attached hereto as Schedule A.

Section 6. The above said premises shall be used by the lessee as office space and associated use in pursuing its objectives; to wit, providing ambulatory health care, serving the residents of Newark.

Section 7. The Business Administrator shall be responsible for the enforcement of the covenants and conditions of the lease agreement.

Section 8. Newark Communities Health Centers, Inc. shall annually submit a report to the Tax Collector summarizing the use of the said premises for that year, the activities undertaken by the lessee in furtherance of said public purpose, the value or cost, if any, of such activities and an affirmation of their continued tax exempt status as a non-profit corporation pursuant to both State and Federal Law. It is estimated that 5,000 citizens will be served annually.

Section 9. A copy of the aforesaid lease agreement is attached hereto and made part hereof.

Section 10. A copy of the executed lease agreement shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 11. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To create the title and salary range for Chief Auditor thirty seven and one half hours and to abolish the title of Chief Auditor thirty five hours).

(Creating title Chief Auditor, 37½ hours and abolishing title Chief Auditor, 35½ hours. Represented by Essex Council #1, Civil Service Association. Fiscal Impact \$700.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6S&FC) adopted May 4, 1977, as amended and supplemented, be amended to create the title and salary range, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
(c) Municipal Courts			
Chief Auditor (1)	8/31/87	\$28,557.85	\$34,410.26
1017 (37½ Hrs.)	1/1/88	29,985.74	36,130.77

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title, as follows, to wit:

<u>POSITIONS</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Chief Auditor	1/1/87	\$26,781.17	\$32,250.71
1017 (35 Hrs.)	1/1/88	28,120.23	33,863.25

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending "An ordinance providing for the vacation of Bleeker and Hoyt Streets as each is laid out 55 foot in width and 60 foot in width, respectively, on the Map of the Commissioners to lay out streets, avenues, and squares: vacating Bleeker Street from the easterly line of Lock Street, easterly to the westerly line of Colden Street; and vacating Hoyt Street from the northerly line of Bleeker Street, northerly to the southerly line of Central Avenue."

WHEREAS, by Ordinance of the Municipal Council 6S & Fd adopted on November 5, 1980, the vacation of Hoyt Street as laid out 60 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of Bleeker Street, northerly to the southerly line of Central Avenue was authorized; and

WHEREAS, said Ordinance reserved to the City of Newark, Public Service Gas and Electric Company, and New Jersey Bell Telephone Company for the entire width and length of Hoyt Street to be vacated, the right of entry and easement, for the purpose of relaying, rebuilding, reconstructing, or maintaining the water mains, electric utilities, telephone conduits, or other public utilities and their manholes, gates, or appurtenances now, or to be laid, within the lines of Hoyt Street; and

WHEREAS, said water mains, electric utilities, telephone conduits, or other public utilities will be abandoned with no detrimental affects to the area which will result in no need for the easement.

September 16, 1987

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Ordinance 6S & Fd adopted on November 5, 1980 and entitled "An Ordinance providing for the vacation of Bleeker and Hoyt Streets as each is laid out 55 foot in width and 60 foot in width, respectively, on the Map of the Commissioners to lay out streets, avenues, and squares; vacating Bleeker Street from the easterly line of Lock Street, easterly to the westerly line of Colden Street; and vacating Hoyt Street from the northerly line of Bleeker Street, northerly to the southerly line of Central Avenue" is hereby amended to delete the reservation to the City of Newark, Public Service Gas and Electric Company, and New Jersey Bell Telephone Company for the entire width and length of Hoyt Street to be vacated, the right of entry and easement, for the purpose of relaying, rebuilding, reconstructing, or maintaining the water mains, electric utilities, telephone conduits, or other public utilities and their manholes, gates, or appurtenances now, or to be laid, within the lines of Hoyt Street.

Section 2. This Ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To correct the hours from thirty-five to forty hours for the position titles of Supervisor of Cultural Affairs and Supervisor of Recreation) (Represented by Essex Council #1, Civil Service Association. No fiscal impact since employees are working 40 hours and 35 hours was an error)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services," (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to correct the number of hours, as follows, to wit :

POSITION

Supervisor of Cultural Affairs (1)	1/1/87	\$26,781.17 - \$32,250.71
A519	1/1/88	28,120.23 - 33,863.25
(40 Hrs.)		
Supervisor of Recreation (1)	1/1/87	31,011.44 - 37,392.43
A520	1/1/88	32,562.01 - 39,262.05
(40 Hrs.)		

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Not Voting: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 2, Chapter 4, Article 4, Municipal Publications and Signs, Section 20 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 2, Chapter 4, Article 4, Municipal Publications and Signs, Section 20, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, is hereby amended to read in its entirety as follows:

2:4-20 Masthead on Publications; Filing of Masthead Publications Required

Any and all publications of the City of Newark, its departments and agencies shall contain a masthead, defined as the printed matter which gives pertinent details of officials, editors, staff members and other persons connected directly or indirectly with a publication. A copy of any and all publications of the City of Newark utilizing the masthead shall be filed, immediately upon publication, with the Office of the City Clerk by the respective City departments and agencies.

Section 2. All prior ordinances or parts of prior ordinances which are inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

244

Président Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 and amendments thereto (To create certain position titles) (Titles created for providing Division of Office Services with its full complement as in 1987 budget. Represented by Essex Council #1, Civil Service Association. Funds in 1987 budget.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 (g) of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6S&F-d) adopted May 4, 1977 and amendments thereto, be amended by creating the following titles, as follows, to wit:

(g) DEPARTMENT OF ADMINISTRATION

POSITION

Design and Production Supervisor A689 (35 Hrs.)	1	7/1/87	\$28,271.60 - \$34,046.79
Graphic Artist/Photocomposing Machine Operator 6491 (35 Hrs.)	1	1/1/87	25,584.45 - 30,782.11
Management Planner A348 (37½ Hrs.)	1	7/1/87	21,286.38 - 25,584.45
Offset Machine Operator 2571 (35 Hrs.)	1	7/1/87	19,579.22 - 23,496.13
Photographer 2664 (35 Hrs.)	1	7/1/87	19,579.22 - 23,496.13
Senior Management Planner A356 (37½ Hrs.)	1	7/1/87	24,421.68 - 29,382.97
Telephone Maintenance and Installation Technician A691 (35 Hrs.)	1	7/1/87	22,443.85 - 26,979.63

SECTION 2. The establishment of the hereinabove position titles shall be effective as of July 1, 1987 with the exception of the title of Graphic Artist/Photocomposing Machine Operator which will have an effective date of January 1, 1987.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the revision of taxes, interest and penalties accruing after the effective date of the tax abatement agreement for the premises located at 189-195 Frelinghuysen Avenue, Newark, New Jersey.

WHEREAS, by Ordinance 6S+FB adopted August 6, 1986, the Municipal Council approved a Tax Abatement Agreement between the City of Newark and GRA Realty, Ltd for premises at 189-195 Frelinghuysen Avenue, Newark, New Jersey; and

WHEREAS, the effective date of said agreement was January 1, 1985 for a period of five years; and

WHEREAS, GRA Realty Inc. is entitled to a credit, because of the Tax Abatement Agreement; and

WHEREAS, The assessment for part of 1984, 1985 and 1986 must be removed and replaced by the annual service charge of \$5,685.08 representing 2% of construction cost.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, THAT;

1. That by copy of this Ordinance, the Tax Assessor of the City of Newark be and is hereby authorized to remove the tax assessment, for the years 1984, 1985 and 1986 on the property listed above located in Newark, New Jersey.

2. The Tax Collector is hereby authorized to remove the 1984 omitted/added assessment of \$45,533 and taxes in the amount of \$5,728.05, the 1985 omitted assessment of \$136,600 and taxes in the amount of \$16,296.38 and the 1986 assessment of \$135,600 and taxes in the amount of \$17,525.78 along with interest and penalties accrued on the above charges.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 21A, Soil Erosion and Sediment Control, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To amend Section 21A:5-1, Application Fees).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 21A:5-1, Application Fees of Chapter 5, Fees, Title 21A of The Revised Ordinances of The City of Newark, New Jersey, 1966, as amended and supplemented, be amended to read in its entirety as follows:

21A:5-1. Application fees.

(a) The applicant shall pay to the city of Newark a fee to cover the cost of processing applications and enforcing this title. This fee shall be in accordance with the following fee schedule:

Residential:

5,000-10,000 sq. ft.....	\$125.00
10,001-20,000 sq. ft.....	140.00
20,001 sq. ft.-1 acre.....	150.00
1-10 acres.....	200.00
over 10 acres.....	250.00

Mercantile, Industrial and Business (other than parking lots):

5,000-10,000 sq. ft.....	\$150.00
10,000-20,000 sq. ft.....	175.00
20,000 sq. ft.-1 acre.....	200.00
1-5 acres.....	250.00
5-10 acres.....	275.00
over 10 acres.....	300.00

Parking Lots:

5,000-10,000 sq. ft.....	\$125.00
10,001-20,000 sq. ft.....	150.00
20,000 sq. ft.-1 acre.....	175.00
1-2 acres.....	200.00
2-3 acres.....	225.00
over 3 acres.....	250.00

Demolition:

over 5,000 square feet.....\$100.00

(b) When a permit is applied for, after a land disturbing activity has been commenced or completed and no prior application for a permit has been made, a fee for such permit shall be one and one-half times the normal fee schedule and further provided that the minimum fee for any such application shall be \$250.00.

SECTION 2. Any Ordinance or parts there of inconsistent with this Ordinance are hereby repealed.

SECTION 3. This Ordinance shall take effect upon final passage and publication according to law and upon approval from the state soil conservation committee

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 13A, Administration and Regulation of Solid Waste, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 13A:2-2, Penalties, of Title 13A, Administration and Regulation of Solid Waste, as amended and supplemented, be amended to read in its entirety as follows:

13A:2-2 Penalties.

Any person found guilty of violating any provision of this title shall be punished by a fine not exceeding one thousand dollars (\$1,000.00). There shall be a minimum fine of one hundred dollars (\$100.00) for each violation of the provisions of this title when such

Parking Lots:

5,000-10,000 sq. ft.....	\$125.00
10,001-20,000 sq. ft.....	150.00
20,000 sq. ft.-1 acre.....	175.00
1-2 acres.....	200.00
2-3 acres.....	225.00
over 3 acres.....	250.00

Demolition:

over 5,000 square feet.....	\$100.00
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(b) When a permit is applied for, after a land disturbing activity has been commenced or completed and no prior application for a permit has been made, a fee for such permit shall be one and one-half times the normal fee schedule and further provided that the minimum fee for any such application shall be \$250.00.

SECTION 2. Any Ordinance or parts there of inconsistent with this Ordinance are hereby repealed.

SECTION 3. This Ordinance shall take effect upon final passage and publication according to law and upon approval from the state soil conservation committee

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 13A, Administration and Regulation of Solid Waste, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 13A:2-2, Penalties, of Title 13A, Administration and Regulation of Solid Waste, as amended and supplemented, be amended to read in its entirety as follows:

13A:2-2 Penalties.

Any person found guilty of violating any provision of this title shall be punished by a fine not exceeding one thousand dollars (\$1,000.00). There shall be a minimum fine of one hundred dollars (\$100.00) for each violation of the provisions of this title when such

248

violation involves a commercial source or trade waste. Each violation and each day a violation is committed or permitted to continue shall constitute a separate violation and shall be punishable as such.

Any person found guilty of violating any provision of Chapter 6 of this title shall be punished by a fine not exceeding one thousand dollars (\$1,000.00), or by imprisonment for a term not exceeding ninety (90) days, or both.

Section 2. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending the Urban Renewal Plan and the Feasibility of Relocation for the Industrial River Urban Renewal Project N.J.R.-121 (9th Amendment).

(Generally bounded by Passaic River and Newark Bay on the north, Doremus Avenue on the east, Port Street on the south and Passaic Branch of New York Bay Railroad on the west).

WHEREAS, the Municipal Council of the City of Newark, New Jersey, has heretofore, by Resolution 7Raa adopted June 18, 1964; Resolution 7Rbf adopted December 1, 1965; Resolution 7Rw adopted November 22, 1966; Resolution 7Rz adopted April 16, 1969; Resolution 7RBX adopted March 21, 1973; Resolution 7Rp adopted February 18, 1977; Ordinance 6S & Fc adopted December 21, 1977; Ordinance 6S & Fc adopted April 1, 1981; Ordinance 6S & FA adopted August 6, 1986, approved an Urban Renewal Plan and Amendment thereto for the Industrial River Urban Renewal Project (N.J.R.-121); and

WHEREAS, the Housing Authority of the City of Newark on February 19, 1987 and the Central Planning Board of the City of Newark on January 5, 1987, have considered and approved a further amendment to said Urban Renewal Plan copies of which are annexed hereto; said consisting of: (1) A change in the Plan which caused all four (4) URP maps to be redrawn in order to make these maps clearer and also to re-define public and quasi-public parcels of land (2) the text of the Plan was rewritten to simplify its language. Terms such as "Other Controls, Environmental Objectives, Rehabilitation Standards for Non-Residential Standards", were removed because these things fall under the jurisdiction of other municipal codes and ordinances and are required and enforced by Law and by the language of this Urban Renewal Plan; (3) Specific Controls relative to setbacks, off street parking and off-street loading have been referred to existing municipal codes and ordinances, to ensure better enforcement; and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, it has heretofore been found and determined by Resolution 7Rf adopted on November 6, 1963 that the Project Area is a blighted Area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Redevelopment Plan for the Area; and

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Urban Renewal Plan for the Area conforms to the general plan of the City of Newark.

Section 2. That it is hereby found and determined that the program for the proper relocation of the individuals and families displaced in carrying out the Redevelopment Plan in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Plan; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least, equal in number to the number of displaced individuals and families, are not generally less desirable in regards to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the Area, are available at rents or prices within the financial means of the displaced individuals and families, and are reasonably accessible to their places of employment.

Section 3. That in order to facilitate the implementation of the Urban Renewal Plan it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) Pledges its cooperation in helping to carry out such Redevelopment Plan; (b) Requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner, consistent with said Plan and take appropriate action upon proposals and measures designed to implement said Plan.

Section 4. That it is hereby found and determined that the financial aid provided and to be provided pursuant to contracts for Federal financial assistance pertaining to the Area is necessary to enable the project to be undertaken in accordance with the Urban Renewal Plan for the Area.

Section 5. That the Urban Renewal Plan for the Area having been duly reviewed and considered is hereby approved, and the City Clerk be and is hereby directed to file a copy of the Urban Renewal Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

250

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani.

No: President Martinez.

President Martinez: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Urban Renewal Plan and the Feasibility of Relocation for the Industrial River Urban Renewal Project N.J. R-121 (10th Amendment)

(Generally bounded by Passaic River on the North, the Newark Bay and Doremus Avenue on the East; Lenigh Valley Railroad and Port Street on the South, and State Highway I on the West)

WHEREAS, the Municipal Council of the City of Newark, New Jersey, has heretofore, by Resolution 7Raa adopted June 18, 1964; 7Rbf adopted December 1, 1965; 7Rw adopted November 22, 1966; 7Rz adopted April 16, 1969; 7Rbx adopted March 21, 1973; 7Rp adopted February 18, 1976; Ordinance 6S & Fc adopted December 21, 1977; Ordinance 6S & Fc adopted April 1, 1981; Ordinance 6S & FA adopted August 6, 1986; Ordinance 6S & F1 adopted September 16, 1987, approved an Urban Renewal Plan and Amendments thereto for the Industrial River Urban Renewal Project (N.J. R-121); and

WHEREAS, the Housing Authority of the City of Newark on June 18, 1987 and the Central Planning Board of the City of Newark, on June 1, 1987, have considered and approved a further amendment to said Urban Renewal Plan, copies of which are annexed hereto, consisting of: (1) The correction of certain textual discrepancies; (2) The simplification of plan controls relating to Land Use Provisions and Building Requirements; and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, it has heretofore been found and determined by Resolution 7Rf adopted on November 6, 1963, that the Project Area is a Blighted Area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Redevelopment Plan for the Area;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Urban Renewal Plan as amended, conforms to the general plan of the City of Newark.

Section 2. That the Urban Renewal Plan for the Area having been duly reviewed and considered is hereby approved, and the City Clerk be and is hereby directed to file a copy of the amendments to the Urban Renewal Plan with the minutes of this meeting.

Section 3. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martínez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani.

No: President Martinez.

President Martinez: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Hensler Street as a one-way street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Hensler Street:

Northbound, from Niagara Street to Wilson Avenue

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Martínez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of 31 Lots located in an area bounded by Broadway, Harvey Street, Mt. Pleasant Avenue, and Oriental Street and identified more specifically on attached Schedule A; pursuant to the provisions of N.J.S.A. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises identified on attached Schedule A, dated July 30, 1987 are not needed for public purposes by the City of Newark.

Section 2. That the above mentioned premises be sold to the Housing Authority of the City of Newark, a public body corporate and politic, for construction of an elementary school by the Newark Board of Education, for the nominal amount of one dollar (\$1.00) and no cents per lot, or a total of thirty-one dollars and no cents, pursuant to the provisions of N.J.S.A. 40A:12-13 (b) (1).

Section 3. That the Director of Development be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 4. The copies of the executed deed shall be placed on file in the Office of the City Clerk and the Law Department.

Section 5. This Ordinance shall take effect upon publication passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage and directing the City Clerk to communicate with the President of the Newark Board of Education and the Executive Superintendent of Schools requesting that the Newark Board of Education move forthwith in the construction of said school because of the present overcrowding conditions in the two existing neighborhood schools and because 188 new housing units constructed by the Newark Housing Authority are nearing completion; further requesting that the Board of Education strictly monitor all phases of this project to insure the proper structural design and to prevent any cost over-runs was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

**Ordinance approving the Redevelopment and the Feasibility of Relocation for City Tax Block 776, Lots 1, 2, 3, 4, 5, 42, and 58.
(Halleck Street and Summer Avenue)**

WHEREAS, the Municipal Council, City of Newark, New Jersey, by Resolution adopted on June 3, 1987, did determine that City Tax Block 776, Lots 1, 2, 3, 4, 5, 42, and 58 (hereinafter called "Area") is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1)

WHEREAS, the Central Planning Board, City of Newark, New Jersey, has considered and did approve a Redevelopment Plan for the Area on April 20, 1987, a copy of which is annexed hereto (the "Redevelopment Plan"); and

WHEREAS, the Redevelopment Plan complies with the requirements of all applicable state and Federal statutes and regulations promulgated thereunder; and

WHEREAS, the said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

SECTION 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

SECTION 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provision of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

SECTION 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

SECTION 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body and, accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

SECTION 5. That development activity pursuant to the Redevelopment Plan shall only be related to City Tax Block 776, Lots 1, 2, 3, 4, 5, 42 and 58, and any analysis of surrounding areas contained in the Redevelopment plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

SECTION 6. That the Redevelopment Plan for the Area, having been duly reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

SECTION 7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

254

President Martinez called for those desiring to be heard on the technical amendments to the contract to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the technical amendments and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

No: Councilman Rice.

President Martinez: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting, after Ordinance 6-S & F-p, Councilman Rice requested his vote be changed from the affirmative to the negative.

The motion to close the hearing on the technical amendments and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Bond Ordinance determining that \$850,000 of bond proceeds are no longer needed for the Central Ward Recreation Center and Library Project and amending the description thereof (Old Project No. 1583, New Project No. 8384) and amending Ordinance No. 6-S & F-h adopted May 21, 1986 to reflect said cancellation, and transferring said \$850,000 to the Capital Surplus Fund and appropriating \$850,000 from the Capital Surplus Fund to the reconstruction of the Springfield Avenue Library, Project No. 8389, to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval of debt statement received from Director of Local Government Services)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made and directing the City Clerk to invite Newark Public Library Interim President Banker, Newark Public Library Board of Trustees President Janifer, Newark Public Library Board of Trustees Members and Business Administrator Monteilh to meet with the Council at its October 6, 1987 pre-meeting conference; further requesting that a report be submitted prior to this meeting of the projected starting and completion dates for the reconstruction of the Springfield Avenue Library was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

- 6-HC-a. MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to rules and regulations governing special meetings as outlined under the Sunshine Law.
- 6-HC-b. MR. CHARLES MUHAMMAD, 600 BROAD STREET, POST OFFICE BOX 25038, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to street cleaning and garbage pick-up in the City of Newark.
- 6-HC-c. MR. SAMUEL H. CLEVELAND, 136 SOUTH 8TH STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to types of garbage picked up by private contractors.
- 6-HC-d. MR. EMORY PEARCE, 105 SOUTH 7TH STREET, NEWARK, NEW JERSEY.
- 6-HC-e. MR. JOSEPH MANNING, 798 RIDGE STREET, NEWARK, NEW JERSEY.
- 6-HC-f. MR. RALPH WALLER, 268 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY.
- 6-HC-g. MR. DEBORAH PENHARLOW, 132 HELLER PARKWAY, NEWARK, NEW JERSEY.
- 6-HC-h. MR. WILLIAM RUTAN, 52 NORTH MUNN AVENUE, NEWARK, NEW JERSEY.
- 6-HC-i. MR. DUANE A. TURK, 122 SECOND AVENUE, NEWARK, NEW JERSEY.
- 6-HC-j. MR. JESSIE TURK, 105 STUYVESANT AVENUE, NEWARK, NEW JERSEY.
- 6-HC-k. MR. HERB ROSENBLUTH, 596 RIDGE STREET, NEWARK, NEW JERSEY.
- 6-HC-l. MR. WILBURT KORNEGAY, 838 SOUTH 15TH STREET, NEWARK, NEW JERSEY.
- 6-HC-m. MRS. ALINA RAMIREZ, 325 RIDGE STREET, NEWARK, NEW JERSEY.
- 6-HC-n. MR. FRANK P. ARCOLEO, 132 HELLER PARKWAY, NEWARK, NEW JERSEY.

The above citizens addressed the Members of the Municipal Council urging the Council to vote against any extensions of tax abatements for businesses. It was noted by several residents that the ordinance granting this extension was tabled by the Council, but this issue was renewed by two bills being sponsored in the Assembly. It was requested that Chapter 86, Bill A-3869 and A-1898 be repealed. Questions were also raised on the preliminary draft of a study prepared by Dr. Caprio on tax abatement extension and re-valuation.

A motion to permit Messrs. Charles Fudge and Peter Santana and Mrs. Patricia Bradford to be heard under "Hearings of Citizens" was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 6-HC-o. MR. CHARLES FUDGE, 14 TRITON TERRACE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to complaints about dangerous conditions existing at 108½-118 Peabody Place.

Councilman Rice requested, through the Chair, that the City Clerk be directed to communicate with Business Administrator Monteilh and Land Use Control Director McLucas requesting that the appropriate officials move forthwith to conduct a comprehensive inspection of 108½-118 Peabody Place and submit a report of their findings as soon as possible.

Councilman Grant requested, through the Chair, that the City Clerk be directed to invite Business Administrator Monteilh and Acting Presiding Judge Minor to meet with the Members of the Municipal Council at its October 6, 1987 pre-meeting conference to explore the possibility of establishing a Housing Night Court.

- 6-HC-p. MR. PETER SANTANA, 583 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council opposing tax abatement extensions.

6-HC-q.

MS. PATRICIA BRADFORD, 7 LAUREL PLACE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council opposing tax abatements extensions, which she opined, created higher tax rates causing many residents to lose their homes.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

Resolution authorizing Councilman-at-Large Donald Tucker to retain the law firm of Brown & Brown, Attorneys-at-Law, as Legal Counsel for the purpose of representing him in defense of litigation filed against him by the Board of Commissioners of the Newark Housing Authority.

A motion to defer action on the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Not Voting: Councilman Carrino.

7-R-b.

Resolution ratifying contract for period May 1, 1987 to September 16, 1987; further authorizing Director of Health and Human Services to enter into and execute contract with Unified Vailsburg Services Organization for provision of senior citizen transportation services, for period September 17, 1987 to April 30, 1988; in amount of \$19,261.; funds available from Community Development Block Grant Fund of the Housing and Community Development Administration, Year XIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-c.

Resolution ratifying contract for period July 1, 1987 to September 16, 1987; further authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Newark Board of Education, for a Youth Tryout Employment Program, Number PY 87-24-01-N, for period September 17, 1987 to June 30, 1988, total amount of contract shall not exceed \$92,400. for 160 participants; source of funding-New Jersey Department of Labor, Employment and Training Administration. (Contract awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5 (2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-d.

Resolution confirming action taken by Director of Engineering, pursuant to N.J.S.A. 40A:11-6, to secure services of La Fera Contracting Co., based upon lowest responsible proposal; further authorizing Director of Engineering to execute contract with La Fera Contracting Co., 149-153 Verona Avenue, Newark, New Jersey, for Emergency Repair to Brick Sewer located on 15th Avenue at Morris Avenue, for total sum of \$59,500.; funds provided in 1987 Operating Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-e.

Resolution authorizing the President of the Municipal Council, on behalf of the City of Newark, to execute contract engaging the services of Bruno Associates, Inc., as a Public Relations Consultant for the Municipal Council for period beginning October 1, 1987 and ending September 30, 1988, for sum of \$55,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-f.

Resolution amending Resolution 7-R-bk, August 5, 1987, contract with David M. Griffith and Associates, Ltd., 666 Dundee Road, Northbrook, Illinois, for purpose of conducting a cost recovery study of all regulatory agencies to recommend and implement cost recovery measures as set forth in said resolution, for amount of \$135,000., by extending completion date of Agreement to October 30, 1987; does not require expenditures of any additional municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani.
Not Voting: President Martinez.

7-R-g.

Resolution authorizing Director of Finance to issue check in amount of \$19,361.07 payable to Jack Serratelli and Archie Serratelli, due to vacation of Judgement of premises known as 418-24 Central Avenue, Block 1842, Lots 4 and 5. (Return of use and occupancy charges paid by J.P.D. Inc. prior to Vacated Judgement.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-h.

Resolution ratifying filing of application with New Jersey Department of Community Affairs on June 24, 1987; further authorizing Mayor and Director of Health and Human Services to file application for Handicapped Person's Recreational Opportunities Act Grant, in amount of \$25,585. for Fiscal Year 1988, \$21,321. to be contributed by Department of Community Affairs, \$4,264 by Newark Community School of the Arts.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-i.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Nutrition Project for the Elderly-1987, \$49,838.69; item available from Essex County Department of Citizen Services, Division on Aging.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-j. Resolution authorizing transfer of Housing and Community Development Act, Ninth Year (HCDA IX) from Commercial Corridor, Other Expenses-\$38,690. to Roseville Coalition, Other Expenses-\$30,000., Design Arts-Other Expenses-\$8,690. totalling \$38,690.; pursuant to Ordinance 6-S & F-d, April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-k. Resolution authorizing Director of Finance to issue check in sum of \$5,500. payable to Robert and Rebecca Gwyn and Abramson and Cummis, their attorneys, 972 Broad Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel, for personal injuries sustained by Mr. Gwyn in an accident between vehicle operated by an employee of City of Newark and Robert Gwyn. (Instituted suit in Superior Court of New Jersey, Law Division, Essex County.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-l. Resolution authorizing the President of the Municipal Council, on behalf of the City of Newark, to execute contract engaging the services of H. R. Edwards & Associates, as a Public Relations Consultant for the Municipal Council for period beginning October 1, 1987 and ending September 30, 1988, for sum of \$25,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

No: Councilman Rice.

- 7-R-m. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to James V. Lewis, 32 Muhammad Ali Avenue, Apartment #2A, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; plaintiff was owner of 1977 Pontiac Grand Prix which was lawfully parked when plaintiff alleges that said car was struck by City vehicle driven by Ellis Kearny, a City employee; instituted suit in Superior Court of New Jersey, Special Civil Part, Law Division, Essex County.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-n.** Resolution designating reserved parking area for handicapped motorists on Park Place, east side, beginning 102 feet north of the northerly curblin of East Park Street and extending 46 feet northerly therefrom; pursuant to Section 39:4-48 of Title 39, of the Revised Statutes of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-o.** Resolution designating reserved parking area for handicapped motorists on North 12th Street, east side, beginning 172 feet south of the southerly curblin of Beardsley Avenue and extending 25 feet southerly therefrom; pursuant to Section 39:4-48 of Title 39, of the Revised Statutes of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-p.** Resolution designating reserved parking area for handicapped motorists on Brill Street, east side, beginning 119 feet south of the southerly curblin of Fleming Avenue and extending 25 feet southerly therefrom; pursuant to Section 39:4-48 of Title 39, of the Revised Statutes of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-q.** Resolution designating reserved parking area for handicapped motorists on Pennington Street, north side, beginning 297 feet west of the westerly curblin of Hermon Street and extending 25 feet westerly therefrom; pursuant to Section 39:4-48 of Title 39, of the Revised Statutes of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-r.** Resolution designating reserved parking area for handicapped motorists on Chancellor Avenue, east side, beginning 353 feet north of the northerly curblane of Bergen Street and extending 25 feet easterly therefrom; pursuant to Section 39:4-48 of Title 39, of the Revised Statutes of the State of New Jersey.
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-s.** Resolution designating intersection of Goodwin Avenue and Shepard Avenue as a stop intersection and installing stop signs on Goodwin Avenue; pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey; further rescinding Resolution 7-R-1, May 20, 1987.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-t.** Resolution authorizing a change in method of determining general non-contributory pensions in compliance with Chapter 117, P. L. 1987.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-u.** Resolution recognizing and commending Leonard Pugliese for his outstanding community participation and support for the positive growth and development of the youth of the Greater Newark Community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-v.** Resolution recognizing and commending The Whispers on the occasion of their visit to the Greater Newark Area during the 1987 Labor Day Weekend.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-w. Resolution recognizing and commending Mr. Raul Davila for his outstanding achievements in the performing arts.

(For action on this resolution see page 2 in the minutes of this meeting.)

- 7-R-x. Resolution recognizing and commending the Puerto Rican Congress of New Jersey on the occasion of its 18th Annual Convention to be held October 16 through October 18, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-y. Resolution to commemorate the week of July 12 of each year in memory of the twenty-three persons killed during the 1967 riots in Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-z. Resolution recognizing and commending Marleny Franco, the Essex County Agricultural Agent - Rutgers Urban Gardening Program, for her outstanding community participation.

(For action on this resolution see pages 2 and 3 in the minutes of this meeting.)

- 7-R-ba. Resolution authorizing Director of Finance to issue check in amount of \$65. payable to Borough of North Arlington, upon receipt of all documents deemed necessary by Corporation Counsel; complaint instituted by State (Borough of North Arlington) against City of Newark for permitting vehicle owned by City of Newark to operate in violation of N.J.S.A. 39:4-77.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bb. Resolution appointing Thomas D. Brodie, Constable for a term commencing September 16, 1987 and ending September 15, 1988.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bc.
(A.S.)

Resolution authorizing Mayor and Business Administrator to file modification of Newark's original application for Community Development Block Grant funds in amount of \$3,289,000. appropriated through Emergency Jobs Act of 1983 with United States Department of Housing and Urban Development. (Proposed modification would reduce Jobs Act appropriation for manufactured housing from \$1,500,000. to \$889,765. and increase appropriations for clearance and demolition from \$355,000. to \$1,046,191.; no other activities would be affected.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bd.
(A.S.)

Resolution authorizing Director of Finance to issue check in amount of \$5,000. payable to Michael Internicola and his attorneys, Almeida & Livingston, 338 Lafayette Street, Newark, New Jersey, upon being advised by Corporation Counsel that all necessary documents in discharge of this claim have been executed by petitioner; Mr. Internicola, while employed by City of Newark as sanitation worker, suffered personal injuries, while in performance of his work duties; filed claim in Workers' Compensation Court.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-be.
(A.S.)

Resolution authorizing Director of Finance to issue check in sum of \$10,000. payable to Gary Bradley, Brian Bradley and their attorneys, Horowitz, Bross, Sinins and Imperiale, 1180 Raymond Boulevard, Newark, New Jersey, on behalf of the estate of Dorothy Bradley, upon being advised by Corporation Counsel that all necessary documents in discharge of this claim have been executed by the petitioners; George Bradley served as inspector for Department of Health and Welfare in Division of Air/Pollution/Industrial Hygiene and Division of Code Enforcement Bureau suffered an occupational disease which resulted in his death on January 2, 1980; his wife filed dependency claim on behalf of herself and an alleged mental incompetent son, Brian, in Workers Compensation Court; since dependency claim was filed Mrs. Bradley died.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bf.
(A.S.)

Resolution seeking approval to begin construction on a project by Chocolate Factory Urban Renewal Company, to construct twenty-five residential condominium units to be located at 54-60 McWhorter Street and 111 Hamilton Streets, Newark, New Jersey, Block 193, Lot 28 and Block 195, Lots 10 and 32, as per Ordinance 6-S & F-a, January 15, 1986, as amended by Ordinance 6-S & F-1, July 8, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding the following paragraphs thereto
"4) The Tax Assessor is instructed to include the properties contained in the project on the tax rolls at its fair market value in the event that resolution for the receipt of tax abatement has not been considered or has not received approval by the Municipal Council within four (4) months of the adoption of said resolution and 5) The Corporation Counsel of the City of Newark is hereby authorized to draft and execute a letter agreement between the City and the entity. The Chocolate Factory Urban Renewal Company, which embodies the conditions set forth in said resolution. This agreement is to be fully executed and placed on file

with the City Clerk within fourteen (14) days," was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bg. Resolution by the Newark Municipal Council declaring the week of September 14, 1987, to be "Spain Week" throughout the City of Newark, New Jersey, in recognition of the many contributions of Spanish Americans to American culture.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bh. Resolution requesting the Greater Newark Chamber of Commerce to participate in the 1987 "Newark Day" Convention in Atlantic City, New Jersey.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bi. Resolution recognizing and commending the Rutgers Cooperative Extension of Essex County, Urban Gardening Program for its outstanding contributions to the City of Newark.**

(For action on this resolution, see page 3 in the minutes of this meeting.)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bj. Resolution recognizing and commending Credit Doctors for adopting the South 17th Street School located at 619 South 17th Street in Newark.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bk. Resolution recognizing and commending various corporations and agencies for providing employment opportunities to Newark area residents.**

(For action on this resolution, see page 3 in the minutes of this meeting.)

- 7-R-bl. Resolution recognizing and commending Mr. Oscar Miles, President of the Scudder Homes Tenants Association, on the occasion of a tribute held in his honor on September 11, 1987.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bm.
(A.S.) Resolution recognizing and commending Jim Felton of Ebon Services International, Inc. for adopting the West Kinney Alternative School.

(For action on this resolution, see page 3 in the minutes of this meeting.)

- 7-R-bn.
(A.S.) Resolution recognizing and commending Frankie Valli, a native Newarker, on the occasion of his 25th Anniversary in the world of music and welcoming him to the Garden State Arts Center on September 12, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bo.
(A.S.) Resolution recognizing and commending Evangelist William A. Scaife on the occasion of an Anniversary Appreciation Service held in his honor on September 13, 1987, at the Pleasant Grove Baptist Church.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bp.
(A.S.) Resolution recognizing and commending the New Hope Baptist Church on the occasion of its dedication of a new church.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bq.
(A.S.) Resolution recognizing and commending Staff and Faculty members from New Jersey Institute of Technology for participating in the first annual Newark Housing Inventory Pilot project.

(For action on this resolution see page 2 in the minutes of this meeting.)

- 7-R-br.
(A.S.) Resolution declaring an emergency exists to Ordinance 6-Ph, S & F-o "Ordinance approving the redevelopment and the feasibility of relocation for City Tax Block 776, Lots 1, 2, 3, 4, 5, 42 and 58" being finally adopted September 16, 1987, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with N.J.S.A. 40A:69A-181(b).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bs.
(A.S.) Resolution authorizing the President of the Municipal Council, on behalf of the City of Newark, to execute contract engaging services of Edna Bailey, as Public Relations Consultant for the Municipal Council for the period beginning October 1, 1987 and ending December 31, 1987, for sum of \$10,749.99. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-bt.
(A.S.)** Resolution declaring September 17, 1987, to be United States Constitution Day within the City of Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-bu.
(A.S.)** Resolution recognizing and commending Ms. Karen Peace for writing the best Anti-Drug Essay through a contest held by the Seventh Street Block Association held on August 29, 1987.

(For action on this resolution see page 2 in the minutes of this meeting.)

**7-R-bv.
(A.S.)** Resolution recognizing and commending Trinity Cathedral in Newark on occasion of its Seventh Annual Homecoming Celebration, on Sunday, September 22, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-bw.
(A.S.)** Resolution recognizing and commending the Ironbound Ambulance Squad on occasion of its 35th anniversary celebration.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-bx.
(A.S.)** Resolution recognizing and commending Michael V. Marotti on occasion of a Testimonial Dinner in his honor on October 16, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-by.
(A.S.)** Resolution supporting Senate Bill A-4499 which is an act providing for state financial assistance to certain local governments for solid waste collection and disposal costs, supplementing P.L. 1970, C.39 and making an appropriation.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-bz.
(A.S.)** Resolution supporting Senate Bill A-4500 which is an act concerning the assumption by the State of certain increased costs of solid waste disposal at the Edgeboro Landfill and the financing of the closure of certain sanitary landfill facilities, supplementing P.L. 1970, C.40 and P.L. 1985, C.368, and providing an appropriation therefor.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

26
7-R-ca.
(A.S.)

Resolution authorizing Mayor and Director of Development to enter into amended contract with Trinity UMC Housing, for purpose of designing, developing, constructing, and marketing 16 single family owner-occupied modular housing units on Site "Ten" (property bounded by northerly side of Avon Avenue to the southerly side of Rose Street between the easterly side of Chadwick Avenue and the westerly side of Bergen Street), for period commencing September 16, 1987 and expiring September 15, 1988, for \$99,859.69. (\$160,000. was allocated to the Sponsor as a loan, pursuant to Resolution 7-R-bw(A.S.), March 5, 1986, of which \$60,140.31 has been expended and \$99,859.69 remains to be expended.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cb.
(A.S.)

Resolution authorizing Mayor and Director of Development to enter into amended contract with New Community Corporation, for purpose of designing, developing, constructing, and marketing 56 single family owner-occupied modular housing units on Site "3" (property bounded by easterly side of Fairmount Avenue to the westerly side of Bergen Street between the southerly side of 14th Avenue and the northerly side of 15th Avenue), for period commencing September 16, 1987 and expiring September 15, 1988, for \$78,220.86. (\$560,000. was allocated to the Sponsor as a loan, pursuant to Resolution 7-R-b(S-2), February 25, 1986, of which \$481,779.14 has been expended and \$78,220.86 remains to be expended.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cc.
(A.S.)

Resolution authorizing Vantage Urban Renewal Realty Development and Construction Company, Inc., to commence construction of an improvement located at Broad Street, Gouverneur Street and Mt. Pleasant Avenue, Block 443, Lots 2-21 and 31-51, upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application and without binding, committing or obligating the City of Newark or the Municipal Council to grant tax abatement to the project or approve the submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by adding the following paragraphs thereto "4) The Tax Assessor is instructed to include the properties contained in the project on the tax rolls at its fair market value in the event that resolution for the receipt of tax abatement has not been considered or has not received approval by the Municipal Council within four (4) months of the adoption of said resolution and 5) The Corporation Counsel of the City of Newark is hereby authorized to draft and execute a letter agreement between the City and the entity. The Vantage Urban Renewal Realty Development and Construction Company, Inc., which embodies the conditions set forth in said resolution. This agreement is to be fully execute and placed on file with the City Clerk within fourteen (14) days." was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-cd.
(A.S.)** Resolution amending Resolution 7-R-dn(A.S.), March 18, 1987, contract with Occidental Life Insurance Company of North Carolina/Peninsular Insurance Company, to clarify the obligations and responsibilities of the parties; said revisions will not change the substance of the agreement and are not adverse to the best interest of the City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-ce.
(A.S.)** Resolution ratifying contract for period July 1, 1987 to September 16, 1987; further authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Essex College of Business, only quote received, for Day Care Teacher Aide Training Program, Number PY 87-18-01, for period September 17, 1987, to June 30, 1988; total amount of contract shall not exceed \$86,400. for 48 participants in four 12 week cycles; source of funding-New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Grant.

**7-R-cf.
(A.S.)** Resolution designating an Investigating Committee of the Newark Municipal Council to investigate and examine any and all officials, officers and employees of the City of Newark, in relation to the disclosure of his or their official duties or conduct, as the case may be in connection with the implementation of Ordinance 6-Ph, S & F-g, adopted on November 17, 1986, and appointing Councilman Donald Payne, Chairman, Councilmen Ronald Rice and Donald Tucker; further said Committee shall have power to issue subpoenas pursuant to N.J.S.A. 40:48-25, et seq. and 2A:67A-1 et seq.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-cg.
(A.S.)** Resolution by the Newark Municipal Council adjusting staff compensation for non-represented titles in the Office of the Newark Municipal Council/City Clerk for 1987 and 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

MOTIONS:

- 7-M-a. A MOTION CONGRATULATING THEIR COLLEAGUE, COUNCILMAN DONALD TUCKER, FOR HIS SUCCESSFUL ADMINISTRATION OF THE 5TH ANNUAL BLACK ISSUES CONVENTION HELD RECENTLY IN PARSIPPANY, NEW JERSEY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-b. A MOTION DIRECTING THE CITY CLERK TO MAKE THE NECESSARY ARRANGEMENTS WITH THE MAYOR'S OFFICE TO CONDUCT A PRISONER OF WAR/MISSING-IN-ACTION FLAG RAISING CEREMONY THIS COMING VETERANS'S DAY IN REMEMBRANCE OF THOSE VIETNAM VETERANS WHO ARE STILL UNACCOUNTED FOR was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-c. A MOTION REQUESTING THE DEPARTMENT OF ENGINEERING TO CLEAN THE SURROUNDING STREETS AND REMOVE UNSIGHTLY HIGH GRASS FROM THE VACANT LOTS IN THE UNIVERSITY HEIGHTS AREA AROUND BEACON, FRANKLIN, GRANT AND BOSTON STREETS, 13TH AND 18TH AVENUES AND MUHAMMAD ALI AVENUE, AND THE DEPARTMENT OF LAND USE CONTROL TO CONDUCT A COMPREHENSIVE INSPECTION OF THE AFORESAID AREA FOR POSSIBLE VIOLATIONS OF MUNICIPAL ORDINANCES was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Grant, Harris.
- 7-M-d. A MOTION REQUESTING THAT THE ADMINISTRATION SEEK THE AID OF THE NATIONAL GUARD FOR THE REMOVAL OF ABANDONED VEHICLES IN THE CITY OF NEWARK was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilmen Grant, Harris.
- 7-M-e. A MOTION REQUESTING THAT THE APPROPRIATE CITY OFFICIALS DECLARE 736 HIGHLAND AVENUE (BLOCK 809, LOT 20) UNSAFE was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-f. A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO COVER A POT HOLE IN FRONT OF 37-41 WILBUR AVENUE was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-g. A MOTION REQUESTING THE NEWARK HOUSING AUTHORITY TO CONVEY THE PROPERTY AT 120 ELIZABETH AVENUE, A VACATED TAVERN, TO THE CITY OF NEWARK FOR DEMOLITION AND DEVELOPMENT INTO A PLAYGROUND FOR THE CHILDREN IN THAT AREA was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-M-h. A MOTION REQUESTING MAYOR SHARPE JAMES TO AUTHORIZE DISSEMINATION OF AIDS LITERATURE THROUGH WATER BILLS was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-i. A MOTION DIRECTING THE CITY CLERK TO INVITE MAYOR JAMES, BUSINESS ADMINISTRATOR MONTEILH, ENGINEERING DIRECTOR ZACH AND MEMBERS OF THE PASSIAC VALLEY SEWERAGE COMMISSIONERS TO MEET WITH THE MEMBERS OF THE MUNICIPAL COUNCIL AT ITS SEPTEMBER 22, 1987 SPECIAL CONFERENCE TO DISCUSS MATTERS PERTAINING TO THE SOUTH SIDE INTERCEPTOR was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-j. A MOTION REQUESTING A COMPREHENSIVE INSPECTION FOR POSSIBLE ILLEGAL USE OF CITY-OWNED LAND BY RIGHT-0-WAY, INC., ON ST. CHARLES STREET AND THE REMOVAL OF REFUSE AND UNSIGHTLY HIGH GRASS BETWEEN 46-152 ST. CHARLES STREET was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-k. A MOTION REQUESTING THAT THE APPROPRIATE CITY OFFICIALS COMMENCE TO INSPECT PREMISES COMMONLY KNOWN AS 111-113 13TH AVENUE (BLOCK 208, LOT 23), TO DETERMINE IF THIS STRUCTURE IS STRUCTURALLY SOUND was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-l. A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, CORPORATION COUNSEL GRANT, POLICE DIRECTOR GREENLEAF AND ENGINEERING DIRECTOR ZACH TO MEET WITH THE COUNCIL AT ITS SEPTEMBER 22, 1987 SPECIAL CONFERENCE TO DISCUSS TOWING PROBLEMS IN THE CITY OF NEWARK was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The City Clerk presented Communication from Business Administrator Monteilh, received August 27, 1987, enclosing proposed "Ordinance ratifying and authorizing the execution of a lease agreement between the Redeemer Lutheran Church, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the sum of \$9,900. per year for a period of twelve (12) months."
(May 1, 1987 to April 30, 1988)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 7, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received September 2, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create certain titles in the Department of Health and Human Services)."

(Public Information Officer (1) 1/1/87 \$20,488.69 - \$24,596.02
(35 Hours)

Senior Administrative Analyst (1) 1/1/87 26,979.63 - 32,492.20
(35 Hours)

Training Technician (1) 1/1/87 22,443.85 - 26,979.63
(35 Hours)

(Public Information Officer-Change in title to more correctly describe what employee does, requested by Director of Health and Human Services; Senior Administrative Analyst-Civil Service reclassification. Old title being retained for other employees; Training Technician-New title to aid in training employees in new welfare reform, requested by Director of Health and Human Services. All titles represented by Essex Council #1, Civil Service Association. Fiscal Impact-\$2,474.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 7, 1987 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received September 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To create the title and salary range of "Purchasing Assistant" in the Municipal Courts and abolishing the title of "Purchasing Control Clerk" in the Municipal Courts)."

(Purchasing Assistant (1) \$17,402.45 - \$20,488.69
(35 Hours) 18,272.57 - 21,513.12)

(Civil Service reclassification. Represented by Essex Council No. 1, Civil Service Association. Salary range remains the same)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 7, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received September 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986, as amended. (To create the title of "Senior Planner, Land Development Review" in the Department of Land Use Control)."

(Senior Planner, Land 1/1/87 \$23,325.41 - \$28,050.31
Development Review (1) 1/1/88 24,491.88 - 29,452.83)
(35 Hours)

(Change in title due to Civil Service reclassification. Represented by Essex Council No. 1, Civil Service Association. Old title being retained for other employees. Salary remains the same)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 7, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 8-e. (A.S.)** The City Clerk presented **Communication from Business Administrator Monteilh,** received September 15, 1987, enclosing proposed "Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 294 and 299, Lot(s) 1-16 and 37-52. (Fairmount Avenue)"

(Easterly side of Littleton Avenue to the westerly side of Fairmount Avenue between the southerly side of 15th Avenue and the northerly side of Springfield Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-bg (A.S.) on page 19 in the minutes of this meeting.)

- 8-f. (A.S.)** The City Clerk presented **Communication from Business Administrator Monteilh,** received September 16, 1987, enclosing proposed "Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 524, Lot(s) 17, 27, 29, 31, 33 & 35. (2-34 Kearny Street)"

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-bh (A.S.) on page 19 in the minutes of this meeting.)

- 8-g. (A.S.)** The City Clerk presented **Communication from Business Administrator Monteilh,** received September 16, 1987, enclosing proposed "Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 934, Lot 1 (224-238 McWhorter Street)."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-bi (A.S.) on pages 19 and 20 in the minutes of this meeting.)

- 8-h. (A.S.)** The City Clerk presented **Communication from Business Administrator Monteilh,** received September 16, 1987, enclosing proposed "Ordinance approving the Redevelopment Plan and Feasibility of Relocation for City Tax Block 167, Lot(s) 10, 14 & 16. (224-238 Liberty Street)"

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-bj (A.S.) on page 20 in the minutes of this meeting.)

- 8-i. (A.S.)** The City Clerk presented **Communication from Business Administrator Monteilh,** received September 16, 1987, enclosing proposed "Ordinance approving the Redevelopment Plan and Feasibility of Relocation for City Tax Block 146, Lot 18. (11-15 Clinton Street)"

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-bk (A.S.) on page 20 in the minutes of this meeting.)

- 8-j. The City Clerk presented Communication from Business Administrator Monteilh, received September 16, 1987, enclosing proposed "Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1985, 1986 and 1987, on property owned by Roseville Presbyterian Church, and located at 28-40 Roseville Avenue, Block 1890, Lot 34, Newark, New Jersey."

(\$2,201.71 plus applicable fees and interest for year 1985; \$1,975.82 for year 1986; \$2,042.04 for year 1987. Failed to file continuing statement for tax exemption status)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-b1 (A.S.) on page 3 in the minutes of this meeting.)

- 8-k. The City Clerk presented Communication from Business Administrator Monteilh, received September 16, 1987, enclosing proposed "Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1985, 1986 and 1987, on property owned by Presbyterian Church and Chapel, and located at 35-60 Roseville Avenue, Block 1890, Lot 24, Newark, New Jersey."

(\$37,115.24 plus applicable fees and interest for year 1985; \$31,510.48 for year 1986; \$32,566.56 for year 1987)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-bm (A.S.) on page 4 in the minutes of this meeting.)

- 8-l. The City Clerk presented Communication from Business Administrator Monteilh, received September 16, 1987, enclosing proposed "Ordinance amending Sheet 16 of the Zoning District Map of Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to change Block #1997 from Third Industrial District to a Second Industrial District. (Area bounded by Market Street, Ferguson Street, Clover Street and Polk Street)

(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-bn (A.S.) on page 21 in the minutes of this meeting.)

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

- 9-a. Communication from His Honor, Mayor Sharpe James, received July 28, 1987, reappointing Mr. Curtis Rogers, 209 South 6th Street, Newark, New Jersey, to the Rent Control Board, (Homeowner Representative), for term commencing July 10, 1987 and ending July 9, 1989.

(Copy of communication submitted to each Member of the Council)
(Mr. Rogers met with the Council September 16, 1987.)

A motion to confirm the reappointment of Mr. Curtis Rogers, 209 South 6th Street, Newark, New Jersey, to the Rent Control Board, (Homeowner Representative), for a term commencing July 10, 1987 and ending July 9, 1989 was made by Councilman Tucker, seconded by President Martinez.

President Martinez: Will the Council confirm the reappointment?

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The reappointment is confirmed.

- 9-b. Communication from Business Administrator Monteilh, received August 14, 1987, enclosing proposed "Ordinance to amend and supplement Title Two, Administration, Chapter Two, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To establish a Commercial Development Advisory Council in the Office of the Mayor)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 7, 1987 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 9-c. Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To adjust salaries)."

(Office of the Mayor and Municipal Courts)

(7% increase for each of the years 1987 and 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Acting Presiding Judge Minor to meet with the Council at its October 6, 1987 pre-meeting conference was made by President Martinez, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from August 25, 1987 to September 7, 1987:

BINGO LICENSES

LICENSEE

LICENSE NUMBER

St. Francis Xavier Parent School Guard
Parents Association of St. Lucy's School
Society of the Holy Rosary of St. Francis Xavier Church
Polish Falcons of America Nest #104

9620
9745 (Amended)
9784 (Amended)
9797

RAFFLE LICENCES

LICENSEE

LICENSE NUMBER

Rutgers University Foundation
Black Youth Organization
Residents for Community Action

9795
9796
9798

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

This meeting adjourned at 1:00 A.M., Thursday, September 17, 1987.

APPROVED:

Robert P. Marasco
City Clerk



Henry Martinez
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Chamber, City Hall, Newark, New Jersey.

City Clerk Marasco called the meeting to order and asked for roll call at 12:54 P. M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

City Clerk Marasco read letter dated September 18, 1987, from Council President Henry Martinez, calling for a special meeting of the Municipal Council for Tuesday, September 29, 1987, at 12 Noon, or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, to consider the following legislation:

Ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the Gouveneur Street Project Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 40:1-1 et seq.

Resolution declaring an emergency exists to Ordinance 6-Ph, S & F-a (S) "Ordinance authorizing the Director of Development to acquire all privately owned properties within the Gouveneur Street Project Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 40:1-1 et seq.," being finally adopted September 29, 1987, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with N.J.S.A. 40A:69A-181(b).

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on September 18, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, a majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another hour or day."

City Clerk Marasco directed the items called for in the special be placed on the agenda of the regular meeting of October 7, 1987.

This meeting adjourned at 12:55 P. M.

APPROVED:



Robert P. Marasco
City Clerk

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:35 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Monsignor Joseph J. Granato, St. Lucy's Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilman Branch, Grant, Harris, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Marilyn Williams and Detective Lieutenant Raymond Gilhooley, Sergeant-at-Arms.

Absent: Councilmen Carrino, Payne, Rice.

(Councilman Rice arrived 1:50 P.M.)

(Councilman Carrino arrived 1:55 P.M.)

(Councilman Payne arrived 2:10 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on October 2, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to consider Resolutions 7-R-bk (A.S.), adopted September 16, 1987, 7-R-cn (A.S.), 7-R-dx (A.S.), adopted September 2, 1987, 7-R-i, 7-R-h, 7-R-dt (A.S.), adopted September 2, 1987 was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Tucker, Villani, President Martinez.

Absent: Councilmen Carrino, Payne, Rice.

Resolution recognizing and commending various corporations and agencies (Revlon, Inc., New Jersey Transit Corp., Newark Housing Authority) for providing employment opportunities to Newark Area residents. (7-R-bk (A.S.), September 16, 1987)

Councilman Branch read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to the various corporations and agencies.

Mr. Joseph Sangregorio, Revlon, Inc., thanked the Municipal Council for honoring his corporation in this fashion.

Mr. Milton Buck, Newark Housing Authority, expressed his gratitude to the Members of the Municipal Council for the presentation of this resolution.

Mr. Bill Manley, New Jersey Transit Corp., expressed deep appreciation to the Members of the Municipal Council for presenting his corporation with this great honor.

Councilman Tucker stated he is happy that Revlon Corporation is hiring Newarkers at their plant. However, he wants to make it very clear that he does not support Revlon Corporation nor does he encourage people to support their products for making a racist statement in Ebony Magazine and also in the New York Times that they are going to put Black businesses out of business primarily because they have a certain edge on the market.

(Councilman Rice arrived 1:50 P.M.)

October 7, 1987

7-R-cn.
(A.S.)

Resolution recognizing and commending the winners of the Elegant Age Fashion Show held on September 23, 1987, at P.S.E. & G.

Councilman Branch read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to the winners of the Elegant Age Fashion Show.

Ms. Katie Holloman thanked the Members of the Municipal Council for this award and expressed her deep appreciation for this honor.

Ms. Kitty Taylor thanked the Members of the Municipal Council on behalf of the 1st, 2nd, and 3rd place winners for honoring them in this manner.

(For further action on this resolution, see Resolution 7-R-cn (A.S.) in the minutes of this meeting)

(Councilman Carrino arrived 1:55 P.M.)

Resolution recognizing and commending Mildred Hopkins, Senior Buyer in the Division of Central Purchasing, on the occasion of her retirement after 42 years of faithful service to the City of Newark. (7-R-dx, (A.S.), September 2, 1987)

Councilman Carrino read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Ms. Hopkins.

Ms. Hopkins thanked the Members of the Municipal Council for presenting this resolution to her.

7-R-i.

Resolution recognizing and commending the Newark Church Consultation for commemorating the 20th anniversary of the Newark civil disturbances.

Councilman Branch read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Monsignor Lo Bianco.

Monsignor Bianco thanked the Members of the Municipal Council for presenting him with this resolution.

(For further action on this resolution, see Resolution 7-R-i in the minutes of this meeting)

7-R-h.

Resolution recognizing and commending Mr. Edwin J. Havas for his outstanding work in restoring the Michael Lenson Murals in the Municipal Courts and the 38 mayoral portraits in the Council Chamber.

President Martinez read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Mr. Havas.

Mr. Havas thanked the Members of the Municipal Council for honoring him with the presentation of this resolution.

(For further action on this resolution, see Resolution 7-R-h in the minutes of this meeting)

(Councilman Payne arrived 2:10 P.M.)

Resolution recognizing and commending WNET/Thirteen on the 25th Anniversary of its founding, and wishing the Members of this station many more years of effective broadcasting. (7-R-dt, (A.S.), September 2, 1987)

President Martinez read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Ms. Kathleen Rae.

Ms. Rae thanked the Members of the Municipal Council on behalf of WNET/Thirteen for allowing her the privilege to accept this award.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented 1986 Annual Report of Department of General Services.

A motion that the 1986 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

- 4-b. The City Clerk presented Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held July 16, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

- 4-c. The City Clerk presented Copy of Minutes of Meeting of Housing Authority of City of Newark, held July 16, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

- 4-d. The City Clerk presented Copy of Minutes of Special Meeting of Housing Authority of City of Newark, held September 1, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

- 4-e. The City Clerk presented Copy of Minutes of Meetings of Board of Adjustment, held August 12, and August 26, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

- 4-f. The City Clerk presented Copy of Minutes of Meeting of Board of Adjustment, held September 9, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

- 4-g. The City Clerk presented Copy of Minutes of Meeting of Board of Trustees of Newark Public Library, held July 22, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

October 7, 1987

- 4-h. The City Clerk presented Copy of Minutes of Executive Session of Board of Trustees' Meeting of Newark Public Library, held July 22, 1987.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Rice.
- 4-i. The City Clerk presented Copy of Minutes of Special Meeting of Board of Trustees of Newark Public Library, held July 30, 1987.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Rice.
- 4-j. The City Clerk presented Copy of Minutes of Executive Session of Special Meeting of Board of Trustees of Newark Public Library, held July 30, 1987.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Rice.

BOARD OF ADJUSTMENT APPEAL.

- 4-A-1. The City Clerk read In the matter of application of P. Pepe Sons, Inc., Owner and Applicant, to permit in Second Industrial District, the parking and storage of trailers; on premises 206-222 McWhorter Street.
 (Copy of transcript submitted to each Member of the Council)
 (Ms. Muddie Green and Mr. Anthony DeLuca, Appellants)
 (Board of Adjustment hearings held January 27, 1987, March 24, 1987, July 10, 1987 and July 15, 1987)
 (Transcripts filed September 15, 1987 (January 27 1987); September 18, 1987 (June 10, 1987); September 23, 1987 (July 10, 1987); October 6, 1987 (March 24, 1987)).

The Board of Adjustment at its regular meeting held January 27, 1987, postponed action on the application until March 24, 1987. On March 24, 1987, the Board of Adjustment postponed the application to June 10, 1987. On June 10, 1987, the Board of Adjustment postponed the application to July 15, 1987.

The Board of Adjustment at its regular meeting held July 15, 1987, approved the application by 5 Ayes, 1 Nay and 1 Abstention.

An appeal in this matter was filed in the Office of the City Clerk on July 30, 1987, by Muddie Green and Anthony DeLuca.

The transcripts in connection with this matter were received September 15, 1987; September 18, 1987; September 23, 1987 and October 6, 1987, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On September 21, 1987, the City Clerk notified the applicant, the applicant's attorney, the appellants, the appellants' attorney and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting October 7, 1987, at 1:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

President Martinez stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment in the matter of application of P. Pepe Sons, Inc., Owner and Applicant, to permit in Second Industrial District, the parking and storage of trailers; on premises 206-222 McWhorter Street. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means that they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and the place for the appeal to commence.

City Clerk Marasco stated the attorney for the applicants would not be present for the meeting and requested this application be deferred. The City Clerk further stated the attorney for the appellants agreed to said deferment.

A motion to defer action on the application was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

A motion to consider Resolutions 7-R-ba and 7-R-bb at this time was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent: Councilman Rice.

7-R-ba.

Resolution authorizing Director of Finance to issue check in sum of \$33,427.41 to Frank Montagna, 149 DeWitt Avenue, Belleville, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; plaintiff was suspended from his employment with City of Newark pending criminal litigation from which he was subsequently acquitted.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council October 6, 1987)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

7-R-bb.

Resolution authorizing Director of Finance to issue check in sum of \$14,510. to Raymond R. Beam, Jr., Esquire, 230 Broad Street, Bloomfield, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; for attorney's fees for defense of Mr. Frank Montagna, who was suspended from employment with City of Newark pending criminal litigation from which he was subsequently acquitted.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

October 7, 1987

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The City Clerk read An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.

(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-b.

The City Clerk read An ordinance amending Title 2, Chapter 15, Council Rules.

(Copy of correspondence submitted to each Member of the Council)

(Ordinance tabled May 6, 1987)

(Ordinance removed from the table July 8, 1987)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-c.

The City Clerk read An ordinance amending 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street.

(Deleting: Blanchard Street, both sides, beginning 2180 feet north of the northerly curblane of Raymond Boulevard to its terminus.

Adding: Blanchard Street, both sides, beginning at the northerly curblane of Raymond Boulevard extending 600 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-d.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Irvine Turner Boulevard as a one-way Street.

(Irvine Turner Boulevard: Southbound, from Clinton Avenue to West Runyon Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-e.

The City Clerk read An ordinance amending Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Elm Street.

(Elm Street: From McCarter Highway to Mulberry Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-f.

The City Clerk read An ordinance amending Sections 23:5-2, 23:5-4 and 23:5-6, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Clinton Avenue.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-g.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Woodside Avenue and Delavan Avenue as one-way streets.

(Delavan Avenue: Westbound, from Summer Avenue to Woodside Avenue)

Woodside Avenue: Northbound, from Delavan Avenue to Elwood Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-h.

The City Clerk read An ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To require the owner of every vacant lot located within the City of Newark, owned by any agency, to have a sign posted on the premises which shall set forth the full name, address and telephone number of the owner and/or agent of said property).

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1987.

6-F-i.

The City Clerk read An ordinance approving the sale of premises commonly known as 294, 296, 298 South Orange Avenue and 252, 254, 256 South 6th Street, Block 271, Lots 22, 49, 23, 48, 47 and 46; pursuant to the provisions of N.J.S.A. 40A:12-21 (j).

(Habitat for Humanity Newark, Inc., Non-profit corporation - \$1.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

October 7, 1987

A motion to table the ordinance was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-j.

The City Clerk read An ordinance ratifying and authorizing the execution of a lease agreement between the Redeemer Lutheran Church, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the sum of \$9,900. per year for a period of twelve (12) months.

(May 1, 1987 to April 30, 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1987.

6-F-k.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services (6-S & F-x) adopted July 16, 1986, as amended and supplemented." (To create certain titles in the Department of Health and Human Services).

Public Information Officer (35 Hours)	(1)	1/1/87	\$20,488.69 - \$24,596.02
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Senior Administrative Analyst (35 Hours)	(1)	1/1/87	26,979.63 - 32,492.20
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Training Technician (35 Hours)	(1)	1/1/87	22,443.85 - 26,979.63
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(Public Information Officer-Change in title to more correctly describe what employee does; Senior Administrative Analyst-Civil Service reclassification. Previous title is common and other employees are serving in same; Training Technician-New title to aid in training employees in new welfare reform. All titles represented by Essex Council No. 1, Civil Service Association. Fiscal Impact-\$2,474.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1987.

6-F-l.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To create the title and salary range of "Purchasing Assistant" in the Municipal Courts and abolish the title of Purchasing Control Clerk in the Municipal Courts).

Purchasing Assistant (35 Hours)	(1)	\$17,402.45 - \$20,488.69 18,272.57 - 21,513.12
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(Civil Service reclassification. Represented by Essex Council No. 1, Civil Service Association. Salary range remains the same)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1987.

6-F-m.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986, as amended. (To create the title of "Senior Planner, Land Development Review" in the Department of Land Use Control).

(Senior Planner, Land	1/1/87	\$23,325.41 - \$28,050.31
Development Review (1)	1/1/88	24,491.88 - 29,452.83)
(35 Hours)		

(Change in title due to Civil Service reclassification. Represented by Essex Council No. 1, Civil Service Association. Previous title is common and other employees are serving in same. Salary remains the same)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1987.

6-F-n.

The City Clerk read An ordinance to amend and supplement Title Two, Administration, Chapter Two, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To establish a Commercial Development Advisory Council in the Office of the Mayor).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Harris, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to consider Item 8-n (A.S.) on Ordinances on First Reading was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-o.
(A.S.)

The City Clerk read An ordinance amending an ordinance entitled, "An ordinance authorizing Director of Development to acquire all privately owned properties within the University Heights Redevelopment Area, more specifically identified in Exhibit A," (By amending the acquisition cost for 102 13th Avenue, Block 227, Lot 3, owned by Jeff Love and Odis Love). (Amends Ordinance 6-S & F-k adopted August 5, 1987)

(Copy of ordinance and correspondence submitted to each Member of the Council)

October 7, 1987

285

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1987.

A motion to consider Item 8-o (A.S.) on Ordinances on First Reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-p.
(A.S.)

The City Clerk read An ordinance authorizing Director of Department of Development to acquire all privately owned properties within the South Ward Industrial Park Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept City's offer, pursuant to N.J.S.A. 40A:12-5(a) (1) and N.J.S.A. 20:1-1 et seq.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1987.

After Ordinance 6-Ph, S & F-u, a motion to remove from the table "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Fire and establishing salaries therefor, (6-S & F-n) adopted May 4, 1977, as amended (To adjust the salary of Director of Fire).'" (6-F-x, tabled September 16, 1987), and consider on Ordinances on First Reading was made by Councilman Harris, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani President Martinez.

No: Councilman Carrino.

6-F-q.
(A.S.)

The City Clerk read "An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Fire and establishing salaries therefor, (6-S & F-n) adopted May 4, 1977, as amended (To adjust the salary of Director of Fire).'"

(Director, 1/1/87 \$57,010.57 - \$57,010.55)

Department of Fire (1)

(5% increase for year 1987)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by increasing the percentage from 5% to 7% for the year 1987 and adding the 1988 salary range was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani.

No: Councilman Carrino, President Martinez.

A motion to adopt the ordinance, as amended, on first reading was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani.

No: Councilman Carrino, President Martinez.

President Martinez: The yeses are seven and the noes are two. This ordinance is declared adopted and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1987.

At a later time in the meeting, after Item 8-g, a motion to consider Item 8-h on Ordinances on First Reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

Absent: Councilman Carrino.

6-F-r.

The City Clerk read An ordinance providing for the vacation of Milton Street, as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the easterly line of Boston Street to the westerly line of Wickliffe Street.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

Absent Councilman Carrino.

President Martinez: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1987.

At a later time in the meeting, after Item 8-h, a motion to consider Item 8-i on Ordinances on First Reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

6-F-s.

The City Clerk read An ordinance providing for the vacation of Wickliffe Street, as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of South Orange Avenue to the southerly line of Thirteenth Avenue.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

October 7, 1987

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1987.

At a later time in the meeting, after Item 8-l, a motion to consider Item 8-m (A.S.) on Ordinances on First Reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

6-F-t.
(A.S.)

The City Clerk read An ordinance to amend Title 13A, Chapter 6, Section 6 of the Revised Ordinances of the City of Newark, New Jersey, (1966) as amended and supplemented.

(To increase reward to \$1,000. to persons providing information leading to detection and apprehension of person found guilty of violating 13A:6-2 or 13A:6-3)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1987.

At a later time in the meeting, after Item 8-m, a motion to consider Item 9-a on Ordinances on First Reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

6-F-u.

The City Clerk read An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To adjust salaries). (Office of the Mayor and Municipal Courts)

(7% increase for each of the years 1987 and 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Acting Presiding Judge Minor met with Council October 6, 1987)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1987.

October 7, 1987

288

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE:

President Martinez called for Ordinances on Public Hearing, Second Reading and Final Passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Sherman Avenue as a Through Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Sherman Avenue
From Pennsylvania Avenue to its terminus

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for her approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title Two, Administration, Chapter Two, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To establish a City Commerce Commission in the Office of the Mayor).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the City of Newark requires the maximum degree of cooperation and interaction between its public and private sectors to insure that its policy formulation and planning processes will provide comprehensive and expeditious support to the commercial health of its business districts in general, and, in particular, to its Central Business District, and

WHEREAS, significant improvements and efficiencies to the processes by which commercial growth and revitalization are serviced will be effectuated if public and private sector resources are coordinated and utilized to support a common agenda for encouraging and supporting Newark's base of commerce, and

WHEREAS, in order to foster the economic and commercial resurgence of the City and to promote Newark's revitalization and growth potential, it is in the interest of the City of Newark to initiate and sustain a viable working partnership between the public and private sectors; therefore

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. There is hereby established in the Office of the Mayor a commission to be known as the "City Commerce Commission" the chairman of which shall be the Deputy Mayor for Commerce and Economic Development. It shall be comprised of 13 members to be appointed as described herein, and shall serve to facilitate the implementation of commerce policy and related strategies and decisions.

The City Commerce Commission shall consist of the following : the Deputy Mayor for Commerce and Economic Development; the directors of the city departments of Engineering, Land Use Control, and Development; the City Planning Officer; the executive directors of the Newark Redevelopment and Housing Authority, Newark Parking Authority, Newark Economic Development Corporation, Essex County Improvement Authority, Economic Development Corporation of Essex County, the President of Renaissance Newark, Inc., the President of the Municipal Council and the President of the Newark Board of Education, the members of the commission shall serve, as such, without compensation and shall serve a term co-existent with their incumbency in their respective official positions.

A regular meeting of the City Commerce Commission shall be held at least once in every month at a time to be fixed by the members of the commission, and at such other time or times as it may be requested to meet by the mayor or by the chairman.

SECTION 2. The Mayor shall, through the business administrator and the department directors, make and cause to be made, to the extent necessary for the needs of the City Commerce Commission, the services of municipal personnel, from among the municipal officers and employees.

SECTION 3. All prior ordinances or parts thereof which are inconsistent with the provisions hereinabove set forth are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 7, 1987

290

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance establishing Upgraded Health Benefits for Superior Identification Officer Employees and Specified Retirees currently serving in the titles "Chief Identification Officer" and "Assistant Chief Identification Officer", as represented by the Newark Superior Officer's Association", (6-S & F-h), adopted December 7, 1983.

(Arbitration award for Chief Identification Officer and Assistant Chief Identification Officer granting lump sum separation option and extension of prescription plan and health plan benefits to certain retirees represented by Superior Officers' Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, as the result of binding interest arbitration between the City of Newark and the Police Superior Officers' Association of Newark, New Jersey, Inc., which represents Superior Identification Officers in the Newark Police Department, the City is obligated to upgrade health benefits for employees and prospective retirees currently serving in the titles of "Chief Identification Officer" and "Assistant Chief Identification Officer" and their qualified dependents:

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Section 2 of an ordinance entitled "An Ordinance Establishing Upgraded Health Benefits For Superior Identification Officer Employees And Specified Retirees Currently Serving In The Titles "Chief Identification Officer" And "Assistant Chief Identification Officer", As Represented By The Newark Superior Officer's Association" (6S&FH), Adopted December 7, 1983, be and is hereby supplemented as follows:

2(c). Effective December 31, 1985, eligible retirees with twenty-five (25) or more years of continuous service, who retired on or after January 1, 1985, shall be provided coverage under the City's Prescription Plan for themselves and their qualified dependents (coverage for dependent children shall extend until the end of the calendar year in which the child's nineteenth birthday occurs). Such Prescription Plan shall provide for a three dollar (\$3.00) co-payment per prescription.

2(d). Effective December 31, 1985, upon separation from employment with the City on or after December 31, 1985, an employee may elect the option of receiving wages and other benefits due him/her in a lump sum equal to the cost to the City for such wages and other benefits had the employee remained on the payroll to receive same. Such lump sum payment shall be made on the date of separation. In the event that an employee who elects the lump sum option is entitled to wages and other benefits during two fiscal years, two lump sum payments shall be made; the first in an amount equal to the wages and benefits to which the employee would have been entitled for the year of separation and the second in an amount equal to the wages and benefits to which the employee would have been entitled for the year subsequent to separation had the employee remained on the payroll. The first payment shall be made upon separation and the second payment shall be made in the second week of January of the subsequent year.

2(e). Effective December 31, 1985, any employee who is retired on a disability retirement on or after January 1, 1985, shall be provided the same health benefits as those employees who retire on or after January 1, 1985 with twenty-five (25) or more years of continuous service with the City.

Section 2. All terms and conditions of the aforementioned ordinance, and amendments and supplements thereto, shall remain in full force and effect to the extent that they are not inconsistent with the changes contained herein.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

October 7, 1987

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the purchasing of the premises commonly known as 378-380 University Avenue and 311-317 Washington Street, Block 73, Lots 2 and 75, from the Newark Housing Authority for a sum of \$81,437. pursuant to the provision of N.J.S.A. 40A:12-5(a)(1).

(St. Benedict's Urban Renewal Project, N.J.R.-123)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 378-380 University Avenue and 311-317 Washington Street, Block 73, Lots 2 and 75, on the Official Tax Map and Tax Duplicate (year 1986) of the City of Newark are needed for public purposes.

Section 2. That the above described premises be purchased by the City of Newark from the Newark Housing Authority, for the sum of \$81,437.00, pursuant to the provisions of N.J.S.A. 40A:12-5(a)(1).

Section 3. Funds for this project have been provided for by City funds 7128-011-260-2601 in the amount of \$36,437.00 and capital fund 045-984-8485-9471 in the amount of \$45,000.

Section 4. That the Director of Finance be authorized to pay said amount to the Newark Housing Authority, for the above described premises after the City's Corporation Counsel has approved the deed.

Section 5. That a copy of the executed deed shall be placed on file in the Office of the City Clerk. The original to be recorded in the Essex County Register's Office.

Section 6. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 7, 1987

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance to Regulate Newsracks in Public Right-of-Way.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. Section 5c. "Penalty" of ordinance 63&FX 050667 is hereby deleted.
2. Section 5c. "Penalty" is hereby replaced by the following provision:

A fine of not more than \$1,000
 and not less than \$100.00
 for each offense for each
 and every day a violation
 of any provision of this
 ordinance shall continue may
 be assessed by the City
3. This ordinance shall take effect upon final passage and publication and in accordance with the law of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended and supplemented (To create the title of "Coordinator of U.C.C. Applications" in the Department of Engineering.)

(New title in Department of Engineering. Represented by Essex Council #1, Civil Service Association. Funds provided in 1987 Budget.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented, be amended to create the title, as follows, to wit:

October 7, 1987

283

POSITION

Coordinator of U.C.C. (1)	1/1/87	913,833.58 - 121,441.40
Applications	1/1/88	19,113.73 - 22,514.60
A337 (35 Hrs.)		

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

Ordinance to amend and supplement Title 22, Streets and Sidewalks; Chapter 4, Encumbrances Upon and Injury to Streets and Sidewalks: Miscellaneous Provisions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding thereto a New Section to Article 1, Obstructions, Encumbrances, Projections and Encroachments; General Provisions, Section 22:4-1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 22, Streets and Sidewalks, Chapter 4, Encumbrances Upon and Injury to Streets and Sidewalks: Miscellaneous Provisions, Article 1, Obstructions, Encumbrances, Projections and Encroachments; General Provisions, Section 22:4-1, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended to add a new section to read as follows:

(a) The following business entities shall be exempt from the provisions of this section, provided that said entities operate in accordance with the Revised Ordinances of the City of Newark, New Jersey, 1966, and all Amendments and Supplements thereto:

- (1) retail vendors of fruits and vegetables, whose sole and primary business venture is the sale of said merchandise for profit, and limits its use of the sidewalks for displays outside and in front of an ongoing commercial establishment in furtherance of said business, and where such use of the sidewalk is an integral part of said business. Provided in no event shall the sidewalk be encumbered or obstructed as to impede the flow of pedestrian traffic and no more than two (2) feet of sidewalk shall be otherwise obstructed by the display of the merchandise.

- (2) retail vendors of flowers and other plants, whose sole and primary business venture is the sale of said merchandise for profit, and limits its use of the sidewalks for displays outside and in front of an ongoing commercial establishment in furtherance of said business, and where such use of the sidewalks is an integral part of said business. Provided in no event shall the sidewalk be encumbered or obstructed as to impede the flow of pedestrian traffic and no more than two (2) feet of sidewalk shall be otherwise obstructed by the display of the merchandise.

Section 2. Any existing ordinances or parts hereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 2, Chapter 5, Department of Administration, Article 4, Division of Central Purchases, Subsection 2:5-11(b)(1)(a), Powers and Duties of City Purchasing Agent, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented (To raise the threshold for the bidding requirement for public contracts from \$7,500. to \$8,400.).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, pursuant to P.L. 1985, Chapter 468, the Governor of the State of New Jersey, has exercised his authority to adjust the bid thresholds for awarding contracts by various contracting units, including municipalities; and

WHEREAS, effective July 1, 1987, the bid threshold was raised from \$7,500 to \$8,400; and

WHEREAS, the City of Newark wishes to make its Ordinances consistent and current with State Law.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE STATE OF NEW JERSEY, THAT:

Section 1. Title 2 Administration, Chapter 5, Department of Administration, Article 4, Division of Central Purchases Section 11(b) of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented be further amended to read in its entirety as follows:

2:5-11. City Purchasing agent.

(b) Powers and duties.

The city purchasing agent, under the direction and supervision of the business administrator, shall:

- (1) (A) Prepare the advertisements, to advertise and receive bids for the purchase of all goods, materials, supplies and property, except real property or any interest therein, required by any department, office or agency of the city government.

(B)(i) Have the power to make awards for all purchases, contracts, and agreements for goods, materials, supplies and equipment. In the case of such purchases, contracts and agreements awarded pursuant to this power in excess of \$8,400.00, the purchasing agent shall report

such awards to the municipal council in the form of a monthly report indicating the date of the award, the name of the contractor, the amount of the award, the term of the contract, and a brief description of the goods, materials, supplies and/or equipment to be furnished.

(ii) Except for the case of services involving travel and conferences, have the power to make awards for all purchases, contracts and agreements for the provision of services not in excess of \$8,400.00.

(iii) Have the power to make awards for all purchases, contracts and agreements for the provision of services involving travel and conferences in all cases where the total cost of the individual trip does not exceed \$2,500.00 in the aggregate for one individual.

(C) Notwithstanding that the cost or contract price will exceed \$8,400.00 and subject to rules and regulations as may from time to time be promulgated by the municipal council:

- (i) Have the power to purchase goods, services or property, except real property or any interest therein, without public advertising for bids and bidding therefor, when a sudden and unforeseeable emergency affecting the public health, safety or welfare requires the immediate delivery of the goods or the performance of services before the next scheduled meeting of the municipal council and action by the municipal council is not practicable.
- (ii) Have the power to purchase goods, services or property, except real property or any interest therein, not to exceed, in the aggregate, \$5,000.00 for any one emergency without public advertising for bids and bidding therefor when an emergency, other than described in(i), affecting the public health, safety or welfare requires the immediate delivery of goods or the performance of services before the next scheduled meeting of the municipal council and action by the municipal council is not practicable.

- (D) (i) Provide written monthly reports to the municipal council for the purchases, contracts, and agreements under (B) above, which reports shall include (i) the department, office or agency which requested the purchase, (ii) the name of the vendor furnishing the goods or services, (iii) the dollar amount of the purchase, contract or agreement, and (iv) a copy of the certification of the municipal comptroller.
- (ii) Provide immediate reports to the municipal council for all purchases, contracts, and agreements under (C) above, which report shall include all information required to be furnished in (D)(i) above; and, in addition, (a) a copy of the written requisitions, describing the nature of the emergency, (b) the time of its occurrence, (c) the need for invoking the provisions of (C), all of which shall be certified by the officer or director in charge of the department, office or agency wherein the emergency occurred, and (d) a statement of the purchasing agent that he is satisfied that an emergency occurred, and (d) a statement of the purchasing agent that he is satisfied that an emergency existed.
- (E) All purchases made and contracts awarded for any supplies, materials or equipment or contractual services shall be pursuant to a written requisition from the head of the department, office or agency whose appropriation will be charged, and the certification of the comptroller that a sufficient unencumbered balance of appropriation is available to pay therefore. All such contracts shall conform with the provisions relating to city contracts generally as set forth in sections 2:4-14 through 2:4-17.
- (3) All contracts awarded by the city for the performance of services shall include the name of the department, division, office or using agency which requested the services and the name and title of the head of the aforementioned department, division, office or using agency who shall be required to monitor the performance of the contractor on a close and continuous basis and also provide the municipal council, the business administrator and the city purchasing agent with appropriate monthly reports during the term of the contract indicating the quality of work being performed by the contractor in conformance with contract specifications.
- (F) This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

October 7, 1987

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c for the years 1984 and 1985, on property owned by Boys' and Girls' Club of Newark, Inc. and located at 161 Littleton Avenue, Block 1801, Lot 15, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, The Boys' and Girls' Club of Newark, Inc., is a New Jersey corporation; organized under Title 15A of the New Jersey Statutes, as a nonprofit corporation, organized exclusively for the moral and mental improvement of young people; and

WHEREAS, The Boys' and Girls' Club of Newark, Inc., purchased property located at 161 Littleton Avenue, Block 1801, Lot 15, on January 26, 1948; and

WHEREAS, The premises located at 161 Littleton Avenue have been used from the date of acquisition exclusively for the moral and mental improvement of young people; and

WHEREAS, it is the position of the Municipal Council, that the said property has at all times been entitled to exemption from the payment of real property taxes pursuant to New Jersey Case, Papermill Playhouse vs Millburn Township, (7 N.J. Tax 1964); and

WHEREAS, there is due and owing taxes in the amount of \$179,755.34, including applicable fees and interest for year 1984, and there is due and owing taxes in the amount of \$161,576.27, including applicable fees and interest for year 1985; and

WHEREAS, N.J.S.A. 54:4-3.6c provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why a timely claim was not filed, return all taxes collected on properties owned by one or more associations or corporations organized exclusively for the purposes as set forth in N.J.S.A. 54:4-3.6, which would have been exempt had a timely claim been made therefore.

October 7, 1987

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. By copy of this Ordinance, the Tax Assessor of the City of Newark, be and he is hereby authorized to remove the tax assessment for years 1984 and 1985 on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. The Tax Collector of the City of Newark cancel taxes in the total amount of \$341,331.61, including applicable fees and interest for the years 1984 and 1985 on the property noted above, owned by the Boys' and Girls' Club of Newark, Inc., pursuant to the provisions of N.J.S.A. 54:4-3.6c.

3. This Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to strongly encourage applicants for a marriage license to obtain routine serological test for antibodies to human t-cell lymphotropic virus, type III, (HLTV-III), the causative agent of Acquired Immunodeficiency Syndrome (AIDS). (By restoring the Licensing Officer's mandate to issue marriage licenses which was inadvertently deleted).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Pursuant to the marriage license statute N.J.S.A. 37:1-1 et seq, before a marriage can be lawfully performed in the city, the persons intending to be married shall obtain a marriage license from the licensing officer (City Clerk). In addition to the serological test (blood test) required to be performed by an approved clinical laboratory, an applicant may and is strongly encouraged to undergo acquired immunodeficiency syndrome testing. The test results can be filed with the City Clerk by submitting a certificate signed by physician licensed to practice medicine and surgery in all its branches in this State or any other state or in any other territory of the United States, or the District of Columbia, or by a commissioned medical officer on active duty with the Armed Forces of the United States or with the Public Health Service, which certificate may state that the applicant has submitted to an approved routine serological test for antibodies of human T-cell lymphotropic virus, Type III, the causative agent of acquired immunodeficiency syndrome. The physician signing such certificate shall set forth his office address therein and such certificate shall be valid for 30 days from the date of the approved routine serological tests or from the state of the last approved routine serological test if the tests are not completed on the same date. A physician licensed to practice medicine and surgery in all its branches in the State of New Jersey

may submit to the person authorized by law to issue marriage licenses, a statement over his signature that the female applicant for the license is near the termination of her pregnancy or the death of one or both applicants is imminent and that he has taken blood samples adequate for serological testing from such applicants or applicants, excepting those whose death is imminent and forwarded same to the Department of Health and Human Services laboratory, in which case such blood shall not be required of such applicants prior to issuance of a license.

Section 2. The above mentioned certificate may contain a statement signed by the person in charge of the laboratory making the test, or other person authorized by the laboratory to sign such certificates, setting forth the test performed, the date thereof, the name and address of the person whose blood was tested, and certifying that said laboratory is approved for performance of serological tests for antibodies to human T-cell lymphotropic virus by the State Department of Health or the Armed Forces of the United States or the Public Health Service, or by the Department of Health of the District of Columbia, or of the territory or state in which the laboratory is situated. The applicant may also sign a statement on the certificate setting forth that he is the applicant referred to therein.

Section 3. For purposes of this ordinance an approved serological test for antibodies of human T-cell lymphotropic Virus means a test for human T-cell lymphotropic Virus, Type III, the causative agent of acquired immunodeficiency syndrome, performed in a laboratory in this State approved to make that test by the Department or the Health Department of the state or the territory of the United States or the District of Columbia wherein it is located, or at a laboratory of the Armed Forces of the United States or the United States Public Health Services.

Section 4. Any applicant for a marriage license, physician, or representative of a laboratory who shall misrepresent any of the facts on the "Premarital Certificate Form" or a physician's statement, submitted in lieu thereof, or any licensing officer who shall have reason to believe that any of the facts thereon has been so misrepresented, and shall nevertheless issue a marriage license; or any person who shall otherwise fail to comply with the provisions of this ordinance shall be subject to a penalty of not less than \$100.00 nor more than \$1,000.00 to be recovered with costs, in a civil action of debt and in the name of the City of Newark Department of Health and Human Services.

Section 5. In all cases where a routine test for antibodies to human T-cell Lymphotropic virus produces positive results, the licensing officer shall insure the strictest confidentiality of each applicant. No test results shall be made available to any agency or individual, including the spouses, without the express written consent of the individual marriage license applicant.

Section 6. In all cases where a routine test for antibodies to human T-cell lymphotropic virus produces positive test results, it shall be unlawful to discriminate against the applicant in any manner because of said results.

Section 7. In all cases where a routine test for antibodies to human T-cell lymphotropic virus produces positive test results, the applicant(s) and family members may be referred to the Department of Health and Human Services for comprehensive counselling.

Section 8. Nothing in this ordinance shall prohibit a licensing officer from issuing a marriage license to an applicant with a positive result to the serological test for antibodies to human T-cell lymphotropic virus, Type III.

Section 9. All prior ordinances or parts of prior ordinances which are inconsistent herewith are hereby repealed.

Section 10. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 15 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To amend Title 15:19-1(a), Authority, determining building unfit).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Title 15:19-1(a), Authority; determining building unfit of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended to read in its entirety as follows:

15:19-1 Authority; determining building unfit

(a) The director of the Department of Land Use Control is hereby given the authority to exercise the powers prescribed by this Chapter, and is hereinafter referred to in this Chapter as the public officer.

SECTION 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 7, 1987

301
6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title of Community Organization Specialist, Bilingual in Spanish and English in the Office of the Mayor).

(Title change due to Civil Service Reclassification. Represented by Essex Council #1 - Civil Service Association. Old title cannot be abolished because there is another employee in old title.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(a. of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6S & Fc) adopted May 4, 1977, as amended and supplemented be amended to create the title, as follows, to wit:

(a) Office of the Mayor and Agencies

POSITION

Community Organization Specialist,
Bilingual in Spanish and English (1) \$18,203.55 - \$21,442.45
A692 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended (To adjust the salary of Director, Department of Finance).

(7% increase for each of the years 1987 and 1988)

October 7, 1987

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Finance, and establishing salaries therefor," (6S&Fh) adopted May 4, 1977 as amended, be and the same is hereby amended to adjust the salary of Director, Department of Finance, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of Finance 1545	1/1/87 1/1/88	\$ 58,096.47 62,163.22	\$ 68,096.47 62,163.22

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977, and amendments thereto. (To adjust the salaries for Director, Police Department and Police Chief).

(7% increase for each of the years 1987 and 1988)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Police and establishing salaries therefor," (6S&F-K) adopted May 4, 1977 and amendments thereto, be amended to adjust the salaries, as follows, to wit:

October 7, 1987

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of Police A313	1/1/87 1/1/88	\$ 58,096.47 62,163.22	\$ 60,000.47 62,163.22
Police Chief 2719	1/1/87 1/1/88	\$ 56,175.00 60,107.25	\$ 58,175.00 60,107.25

SECTION 2. The hereinabove noted positions are to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council in opposition to this ordinance.

President Martinez directed the City Clerk to forward verbatim transcript of Ms. Roberson's remarks to Police Director Greenleaf and Police Chief Golba.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended (To adjust the salary of Director, Department of Engineering).

(7% increase for each of the years 1987 and 1988)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Engineering and establishing salaries therefor," adopted May 4, 1977 (6S&FN) and amendments thereto, be and the same is hereby amended to adjust the salary of Director, Department of Engineering, as follows, to wit:

October 7, 1987

304

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of Engineering A312	1/1/87 1/1/88	\$ 58,096.47 62,163.22	\$ 58,096.47 62,163.22

SECTION 2: The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes.

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeases are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986 as amended (To adjust the salary of Director, Department of Health and Human Services).

(7% increase for each of the years 1987 and 1988)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Health and Human Services," (6S&F-x) adopted July 16, 1986, as amended, be and the same is hereby amended to adjust the salary of Director, Department of Health and Human Services, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of Health and Human Services A326	1/1/87 1/1/88	\$ 58,096.47 62,163.22	\$ 58,096.47 62,163.22

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall

October 7, 1987

not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development," (6-S & F-z) adopted July 16, 1986 as amended (To adjust the salary of Director, Department of Development).
(7% increase for each of the years 1987 and 1988)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled "An Ordinance creating positions in the Department of Development," (6S&Fz) adopted July 16, 1986, as amended, be and the same is hereby amended to adjust the salary of Director, Department of Development, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director,	1/1/87	\$ 58,095.47	\$ 58,095.47
Department	1/1/88	62,163.22	62,163.22
of Development			
A300			

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control," (6-S & F-ba) adopted July 16, 1986 as amended (To adjust the salary of Director, Department of Land Use Control). (7% increase for each of the years 1987 and 1988)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Land Use Control", (6S&Fba) adopted July 16, 1986, as amended, be and the same is hereby amended to adjust the salaries, as follows, to wit:

POSITION	EFFECTIVE	ANNUAL MINIMUM	ANNUAL MAXIMUM
		SALARY	SALARY
Director,	1/1/87	\$ 58,096.47	\$ 58,096.47
Department of Land	1/1/88	62,163.22	62,163.22
Use Control			
A234			

SECTION 2. The hereinabove noted positions are to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control," (6-S & F-ba) adopted July 16, 1986 as amended (To adjust the salary of Tax Assessor).

(7% increase for each of the years 1987 and 1988)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An ordinance creating positions in the Department of Land use Control", (6S&Fba) adopted July 16, 1986, as amended, be and the same is hereby amended to adjust the salaries, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Tax Assessor	1/1/87	\$34,660.69	\$42,100.35
4120	1/1/88	37,036.94	45,179.67

SECTION 2. The hereinabove noted positions are to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensation time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a thirty-five (35) hour workweek except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

No: Councilman Carrino.

President Martinez: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 7, 1987

303

6-Ph, S & F-t.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6-S & F-q) adopted May 4, 1977, and amendments thereto ((To adjust the salary for Corporation Counsel).

(7% increase for each of the years 1987 and 1988)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Law, and establishing salaries therefor," adopted May 4, 1977 (6S&Fq) and amendments thereto, be and the same is hereby amended to adjust the salary for Corporation Counsel, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Corporation Counsel	1/1/87	\$ 58,096.47	\$ 58,096.47
1377	1/1/88	62,163.22	62,163.22

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-u.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended (To adjust the salary of Business Administrator and Assistant Business Administrator).

(7% increase for each of the years 1987 and 1988 for Business Administrator; 7% increase for period January 1, 1987 to April 1, 1987 for Assistant Business Administrator)

October 7, 1987

305

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance, entitled, "An Ordinance Amending positions in the Department of Administration and establishing salaries therefor," adopted May 4, 1977 (686FD) as amended, be and the same is hereby amended to adjust the salaries of Business Administrator and Assistant Business Administrator, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Business Admini- strator 0951	1/1/87 1/1/88	\$ 74,930.00 80,143.00	\$ 74,930.00 80,143.00
Assistant Business Administrator 0338	1/1/87 to 4/1/87	\$ 58,096.47	\$ 58,096.47

SECTION 2. The hereinabove noted positions are to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbents employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. Pursuant to resolution 7R-bz(A.S.) adopted on December 18, 1986, \$ 6,100 of the abovementioned salary for the position title of Business Administrator salary shall be provided as an annual gift from the Community Foundation of New Jersey.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-v.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 294 and 299, Lot(s) 1-16 and 37-52. (Fairmount Avenue) (Easterly side of Littleton Avenue to the westerly side of Fairmount Avenue between the southerly side of 15th Avenue and the northerly side of Springfield Avenue)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on September 8, 1987, which is annexed hereto a Redevelopment Plan for City Tax Block(s) 294 and 299, Lot(s) 1-16 & 37-52 (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

Section 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

Section 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body, and accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, department, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such an and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

Section 5. That the Redevelopment Plan for the area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file copy of the Redevelopment Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

October 7, 1987

311

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-w.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 524, Lot(s) 17, 27, 29, 31, 33 & 35. (2-34 Kearny Street)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on August 17, 1987, which is annexed hereto, a Redevelopment Plan for City Tax Block(s) 524, Lot(s) 17, 27, 29, 31, 33 & 35 (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

Section 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

Section 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body, and accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, department, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such

October 7, 1987

end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

Section 5. That the Redevelopment Plan for the area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-x.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Redevelopment Plan and the Feasibility of Relocation for City Tax Block 934, Lot 1 (224-238 McWhorter Street)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on August 17, 1987, which is annexed hereto, a Redevelopment Plan for City Tax Block(s) 934, Lot(s) 1 (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

Section 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

Section 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body, and accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, department, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

Section 5. That the Redevelopment Plan for the area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-y.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Redevelopment Plan and Feasibility of Relocation for City Tax Block 167, Lot(s) 10, 14 & 16. (224-238 Liberty Street)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on August 17, 1987, which is annexed hereto, a Redevelopment Plan for City Tax Block(s) 167, Lot(s) 10, 14, & 16, (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

October 7, 1987

314

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY,
A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

Section 1. That it is hereby found and determined that the
Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determined that the
Redevelopment Plan gives due consideration to the provisions of
appropriate allowable uses of the Area as is desirable for
neighborhood improvement, with special consideration for the health
safety and welfare of the residents of the Area and the City of
Newark.

Section 3. That it is hereby found and determined that the
Redevelopment Plan will afford maximum opportunity, consistent with
the sound needs of the locality as a whole, for the redevelopment of
the Area by private enterprise.

Section 4. That, in order to facilitate the implementation of
the Redevelopment Plan, it is hereby found and determined that
certain official action must be taken by this body, and accordingly,
this Body hereby: (a) pledges its cooperation in helping to carry out
the Redevelopment Plan, and (b) requests the various officials,
department, boards and agencies of the City of Newark having
administrative responsibility in the premises to cooperate to such end
and to exercise their respective functions and powers in a manner
consistent with the Redevelopment Plan and this Ordinance, and to take
appropriate action upon proposals and measures designed to effectuate
the same.

Section 5. That the Redevelopment Plan for the area, having
been reviewed and considered, is hereby approved, and the City Clerk
is hereby directed to file a copy of the Redevelopment Plan with the
minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final
passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance
to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance
on second reading and final passage was made by President Martinez, seconded
by Councilman Branch and declared adopted by President Martinez by the following
votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker,
Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance
having been read on two separate days and having achieved the vote required
by the statute, is declared adopted. The City Clerk is directed to deliver
same to the Mayor for his approval or disapproval.

6-Ph, S & F-2.

The City Clerk: The following ordinance was adopted on first reading,
advertised in accordance with law and a hearing date set. It is now before
you for public hearing, second reading and final passage:

**Ordinance approving the Redevelopment Plan and Feasibility of Relocation
for City Tax Block 146, Lot 18. (14-15 Clinton Street)**

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Central Planning Board of the City of Newark,
New Jersey, has considered and did approve a Resolution on
August 17, 1987, which is annexed hereto, a Redevelopment Plan for
City Tax Block(s) 146, Lot(s) 18, (hereinafter called "Area"); and

October 7, 1987

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Council has duly considered the Central Planning Board's resolution certification and recommendations; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY, A MUNICIPAL CORPORATION OF THE STATE OF NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

Section 3. That it is hereby found and determined that the Redevelopment Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

Section 4. That, in order to facilitate the implementation of the Redevelopment Plan, it is hereby found and determined that certain official action must be taken by this body, and accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) requests the various officials, department, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such an and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to perfect the same.

Section 5. That the Redevelopment Plan for the area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-ba.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1985, 1986 and 1987, on property owned by Roseville Presbyterian Church, and located at 28-40 Roseville Avenue, Block 1890, Lot 34, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, Roseville Presbyterian Church is a New Jersey corporation organized under Title 13, of the New Jersey Statutes, as a religious non-profit corporation; and

WHEREAS, Roseville Presbyterian Church has represented that the premises have been used exclusively for religious and charitable purposes since the date of acquisition; and

WHEREAS, Roseville Presbyterian Church, further represents that it inadvertently failed to file continuing statements relative to their exempt status for the years 1985, 1986 and 1987; and

WHEREAS, there are due and owing taxes in the amount of \$2,201.71 for year 1985, plus applicable fees and interest; and there is due and owing taxes in the amount of \$1,975.82 for year 1986, plus applicable fees and interest; and there is due and owing taxes in the amount of \$2,042.04 for year 1987, plus applicable fees and interest; and

WHEREAS, N.J.S.A. 54:4-3.6c, provides that the governing body of each municipality may, by ordinance, cancel all taxes on property owned by one or more associations or corporations organized exclusively for charitable or religious purposes, which would have been exempt pursuant to N.J.S.A. 54:4-3.6c had a timely claim been made therefore;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That by copy of this Ordinance, the Tax Assessor of the City of Newark, be and is hereby authorized to remove the tax assessment for the years 1985, 1986 and 1987, plus applicable fees and interest on the property listed above, located in Newark, New Jersey.

2. That the Tax Collector of the City of Newark cancel taxes in the total amount of \$6,219.57 plus applicable fees and interest for the years 1985, 1986 and 1987 on the property noted above, owned by Roseville Presbyterian Church pursuant to N.J.S.A. 54:4-3.6c.

3. That this Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

October 7, 1987

317
No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

President Martinez: The yeases are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-bb.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c, for the years 1985, 1986 and 1987, on property owned by Presbyterian Church and Chapel, and located at 35-50 Roseville Avenue, Block 1890, Lot 24, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, PRESBYTERIAN CHURCH AND CHAPEL, is a New Jersey corporation organized under Title 16, of the New Jersey Statutes, as a religious non-profit corporation; and

WHEREAS, PRESBYTERIAN CHURCH AND CHAPEL has represented that the premises have been used exclusively for religious and charitable purposes since the date of acquisition; and

WHEREAS, PRESBYTERIAN CHURCH AND CHAPEL, further represents that it inadvertently failed to file continuing statements relative to their exempt status for the years 1985, 1986 and 1987; and

WHEREAS, there are due and owing taxes in the amount of \$37,115.24, plus applicable fees and interest for year 1985; and there are due and owing taxes in the amount of \$31,519.40 plus applicable fees and interest for year 1986; and there are due and owing taxes in the amount of \$32,533.33, plus applicable fees and interest for year 1987; and

WHEREAS, N.J.S.A. 54:4-3.6c, provides that the governing body of each municipality may, by ordinance, cancel all taxes on property owned by one or more associations or corporations organized exclusively for charitable or religious purposes, which would have been exempt pursuant to N.J.S.A. 54:4-3.6c had a timely claim been made therefore.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That by copy of this Ordinance, the Tax Assessor of the City of Newark, be and is hereby authorized to remove the tax assessment for the years 1985, 1986 and 1987, plus applicable fees and interest on the property listed above located in Newark, New Jersey.

2. That the Tax Collector of the City of Newark cancel taxes in the total amount of \$101,132.28, plus applicable fees and interest for the years 1985, 1986 and 1987 on the property noted above, owned by Presbyterian Church and Chapel.

3. That this Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Carrino.

Absent During Roll Call: Councilman Tucker.

President Martinez: The yeses are seven, the noes are none, one not voting and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-bc.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Sheet 16 of the Zoning District Map of Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented to Change Block #1997 from Third Industrial District to a Second Industrial District.

(Area bounded by Market Street, Ferguson Street, Clover Street and Polk Street.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Sheet 16 of the Zoning District Map of Title 27, Zoning, be amended so that City Tax Block #1997 be changed from a Third Industrial District to a Second Industrial District.

Section 2. This Ordinance shall take effect upon final passage and publication in accordance with the Laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 7, 1987

6-Ph, S & F-bd.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the Gouveneur Street Project Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Municipal Council of the City of Newark (hereinafter referred to as "Council") By Ordinance 6-Ph,S & F-1, adopted a redevelopment plan for the project area entitled Gouveneur Project Area Redevelopment Plan", dated August 5, 1987, (hereinafter referred to as the "Redevelopment Plan") and;

WHEREAS, by Resolution 7RT 060327, the Council of the City of Newark adopted a resolution blighting said area;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

SECTION 1. That the privately owned properties located within the Gouveneur Project Redevelopment Area, more specifically identified on Exhibit A, attached hereto and made a part hereof are needed for public purposes.

SECTION 2. That the premises identified in Exhibit A shall be purchased by the City of Newark through its Department of Development for the appraised amounts, subject to the Director of Development's right to increase said offers in accordance with N.J.S.A. 40A:12-5(a)(1).

SECTION 3. That the Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents necessary to effectuate the acquisition of the properties identified in Exhibit A.

SECTION 4. That the Corporation Counsel be and is hereby authorized to record said deeds with the Register of Essex County, after said deeds have been approved by him as to form and further attested to and acknowledged by the City Clerk.

SECTION 5. That a copy of the executed deed shall be filed in the Office of the City Clerk by the Director of the Department of Development.

SECTION 6. In the event, any owner of the properties identified in Exhibit A refuse to accept the offer of the City of Newark, The Corporation Counsel be and is hereby authorized to institute legal proceedings in the Supreme Court of New Jersey, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq, to acquire said premises.

SECTION 7. The Corporation Counsel be and is hereby authorized to secure legally appropriated sums from the Finance Department to pay to the Clerk of the Superior Court the estimated value of said property as identified in Exhibit A.

SECTION 8. The Corporation Counsel is further authorized to secure any and all additional funds required by the Superior Court of New Jersey to pay any differences in the determined Fair Market Value and the Estimated Fair Market Value deposited in said court.

SECTION 9. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

EXHIBIT A

<u>BLOCK</u>	<u>LOT</u>	<u>ADDRESS</u>
443	1	215-227 Mt. Pleasant Avenue AKA 29-35 Gouverneur Street AKA 228-232 Broad Street
443	14	239-241 Mt. Pleasant Avenue
443	21	253-255 Mt. Pleasant Avenue
443	31	260 Broad Street
443	32	258 Broad Street

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. MARLA MOSS, ATTORNEY FOR MR. JOSE FERNANDEZ, OWNER OF FRIENDLY CHECK CASHING, 260 BROAD STREET, NEWARK, NEW JERSEY addressed the Municipal Council opposing her client's property as part of the redevelopment.

Councilman Carrino noted that measures were being taken to avoid this action if possible. He further noted that the owner would be assisted in relocation if necessary.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to publishing special meetings in newspapers.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At this time, President Martinez requested Councilman Carrino to represent the Members of the Municipal Council at Board of Chosen Freeholders to present resolutions to Thomas P. Giblin, Essex County Board of Chosen Freeholders and Mr. Finney M. Alati on behalf of the Members of the Municipal Council.

Councilman Carrino excused himself from the meeting at 12:53 P.M.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-be. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Hensler Street as a one-way street. (Hensler Street, Northbound, from Niagara Street to Wilson Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)
(Public Hearing Closed)

October 7, 1987

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

HEARINGS OF CITIZENS.

- 6-HC-a. **MS. HANAN SHAKIR, 217 SEYMOUR AVENUE, NEWARK, NEW JERSEY** addressed the Municipal Council requesting assistance in communicating with an agency who would allow her to communicate with her parole officer. The speaker also requested assistance with personal problems.

President Martinez suggested the speaker meet with Councilman Payne at the conclusion of this meeting in order to contact appropriate agencies involved.

- 6-HC-b. **MR. MARVIN JENKINS EL, 151 JOHNSON AVENUE, NEWARK, NEW JERSEY** addressed the Municipal Council expressing thanks for their assistance.

- 6-HC-c. **MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY** addressed the Municipal Council with respect to the purchase of drugs in the City of Newark. The speaker felt flea markets should be permitted within the City to help those who need to buy and sell from same.

Councilman Payne noted there is a law against selling drugs within 1000 feet of a school.

- 6-HC-d. **MR. RICHARD SWEENEY, VICE PRESIDENT, V M INDUSTRIES, 164 DELANCY STREET, NEWARK, NEW JERSEY** addressed the Municipal Council with respect to no parking signs located opposite V M Industries' loading docks. The speaker urged the Council to remove from the table Ordinance Prohibiting Parking on Malvern Street.

President Martinez directed the City Clerk to arrange a meeting between Director of Engineering Zach and Mr. Richard Sweeney and other interested parties as soon as possible and draft an ordinance for Council's consideration at their meeting of October 21, 1987 for both.

A motion to allow MS. PATRICIA BRADFORD to be heard under Hearings of Citizens was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 6-HC-e. **MS. PATRICIA BRADFORD, 7 LAUREL PLACE, NEWARK, NEW JERSEY**, addressed the Municipal Council requesting them to join Chapter I Basic Skills and census of school children within the school system.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. Resolution authorizing Councilman-at-Large Donald Tucker to retain the law firm of Brown & Brown, Attorneys-at-Law as Legal Counsel for the purpose of representing him in defense of litigation filed against him by the Board of Commissioners of the Newark Housing Authority.

A motion to defer action on the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-b. Resolution recognizing and commending Reverend Dillard Robinson on the occasion of the Trinity Cathedral in Newark Seventh Annual Homecoming Celebration, on Sunday, September 20, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-c. Resolution recognizing and commending Dr. Raphael Caprio, Executive Producer of a Cablevision talk show "Caucus, New Jersey."

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-d. Resolution recognizing and commending Steve Adubato, Jr., Assistant Executive Producer of a Cablevision talk show "Caucus, New Jersey."

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-e. Resolution recognizing and commending Mr. Thomas Possumato, Jr. on the occasion of his 10th Anniversary as President of the Fraternal Order of Police.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-f. Resolution expressing profound sorrow and regret at the passing of Mr. Arnold Talley.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-g. Resolution recognizing and commending Dr. Daniel M. Blue, Sr., on his recent appointment as the Assistant Director of the Newark Housing Authority.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-R-h. Resolution recognizing and commending Mr. Edwin J. Havas for his outstanding work in restoring the Michael Lenson Murals in the Municipal Courts and the 38 mayoral portraits in the Council Chamber.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

October 7, 1987

7-R-i. Resolution recognizing and commending the Newark Church Consultation for commemorating the 20th anniversary of the Newark civil disturbances.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-j. Resolution recognizing and commending Michael V. Marotti, former Mayor of the Township of Belleville, New Jersey, for his many years of dedicated service to the community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-k. Resolution authorizing the City Clerk to file an application with the Constitutional Bicentennial Commission of New Jersey for designation of the City of Newark as a "Bicentennial Community"; does not require expenditures of municipal funds.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-l. Resolution appointing Earl Edwards, Constable for a term commencing October 7, 1987 and ending October 6, 1988.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-m. Resolution appointing Bernard L. Miles, Constable for a term commencing October 7, 1987 and ending October 6, 1988.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-n. Resolution approving Tax Abatement Application and Financial Agreement for Kohler Urban Renewal Corporation for the construction, maintenance and operation of a warehouse and distribution center for every manner of food, approximately 32,850 square feet of commercial/industrial space, located at 190-212 Magazine Street, Newark, New Jersey (Block 2067, Lot 1); granting exemption from taxation on improvements granted to Kohler Urban Renewal Corporation for period of not more than 20 years from date of execution of financial agreement pursuant to this Resolution or earlier, at the end of fifteen (15) years of operation of said project and only so long as the entity and its project are subject to, and comply with, said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961 as amended and supplemented and upon further condition the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

A motion to amend the resolution by adding thereto, "The granting of this tax abatement is expressly conditioned upon the payment of an outstanding tax sale lien in the amount of \$17,726.99, to the City of Newark within thirty (30) days of the adoption of said resolution. If said lien is not paid within 30 days, it will be cause for presenting a resolution revoking the tax abatement" was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-o.

Resolution approving Tax Abatement Application and Financial Agreement for Joseph Street Urban Renewal Corporation; for project consisting of one story prefabricated metal and concrete block structure approximately 28 feet above ground and aggregating approximately 20,000 square feet; building will be used entirely for industrial warehousing and will be occupied by Newark Farmers Market, Inc. located at 71-85 Joseph Street and 79-83 Lister Avenue (Block 2423, Lots 1); granting exemption from taxation on improvements for a period of not more than 20 years from date of execution of financial agreement pursuant to this Resolution or earlier, at end of fifteen (15) years of operation of said project and only so long as entity and its project are subject to, and comply with, said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961 as amended and supplemented and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-p.

Resolution ratifying contract for period October 5, 1987; further, authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Essex County College, for a Data Entry Operator Training Program, Number PY 87-30-01-N, for 15 participants in 16 weeks, for period October 5, 1987 to February 5, 1988, for sum not to exceed \$33,000.; source of funds New Jersey Department of Labor, Employment and Training Administration. (Contract awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-q.

Resolution ratifying contract for period September 1, 1987 to October 7, 1987; further, authorizing Business Administrator to enter into contract with Guardian Fence Co., 180 Wright Street, Newark, New Jersey, lowest responsible bid received, for Providing Installation of Chain Link Fence, Parts and Labor, for \$150,000. for period October 8, 1987 to August 31, 1988; \$3,500. encumbered to commence this program, any additional funds contingent upon and subject to appropriation and certification of such funds by various departments requiring the services.

(Copy of resolution and correspondence submitted to each Member of the Council)

323
October 7, 1987

A motion to adopt the resolution was made by President Martinez seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-r.

Resolution ratifying contract for period September 1, 1987 to October 7, 1987; further, authorizing Business Administrator to enter into contract with United Community Corporation, 31 Fulton Street, Newark, New Jersey, only responsible bid received, for Providing Temporary Shelter and Food for the Homeless, for \$100,000. for period October 8, 1987 to August 31, 1988; funds encumbered in 1987 budget of Department of Health and Human Services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-s.

Resolution authorizing Director of Health and Human Services to enter into and execute contract with Vince Lombardi Center, Senior and Youth Programs, for provision of social and health care services; for period January 1, 1988 to December 31, 1988; contract shall be in amount of \$50,000., to be paid from Community Development Block Grant fund of Housing and Community Development Administration, Year XIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-t.

Resolution ratifying contract for period September 1, 1987 to October 7, 1987; further, authorizing Director of Health and Human Services to enter into and execute contract with Central Ward Coalition of Youth Agencies, for provision of social and recreational youth services, for period October 8, 1987 to August 31, 1988; contract shall be in amount of \$83,140., to be paid from Community Development Block Grant fund of Housing and Community Development Administration, Year XIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-u.

Resolution ratifying contract for period May 1, 1987 to October 7, 1987; further, authorizing Director of Health and Human Services to enter into and execute contract with North Ward Citizens' Volunteer First Aid Squad, for providing emergency ambulance services, for period October 8, 1987 to April 30, 1988; contract shall be in amount of \$14,700., to be paid from Community Development Block Grant Program of Housing and Community Development Administration, Year XIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

October 7, 1987

- 7-R-v.** Resolution ratifying grant agreement for period January 2, 1987 to October 7, 1987; further, authorizing Mayor and Director of Health and Human Services to enter into grant agreement with State of New Jersey, Department of Community Affairs, in amount of \$21,321. and Newark Community School of the Arts, Inc., in match amount of \$4,264., totalling \$25,585., to provide recreational/educational arts programming for the handicapped, for period October 8, 1987 to December 31, 1987, no expenditure of municipal funds required.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Carrino.
- 7-R-w.** Resolution ratifying contract for period September 1, 1987 to October 7, 1987; further, authorizing Mayor to execute and enter into contract with Keefe Company, for consultant Lobbyist in Washington, D.C., for period October 8, 1987 to August 31, 1988, for \$82,000. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service"; pursuant to N.J.S.A. 40A:11-1 et seq.)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to defer action on the resolution; further, directing the City Clerk to invite Mayor Sharpe James and representatives from the Keefe Company to meet with the Council at their pre-meeting conference October 20, 1987 was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Carrino.
- 7-R-x.** Resolution authorizing Mayor to enter into grant agreement with New Jersey Department of Community Affairs to utilize CY 1987 Safe and Clean Neighborhood Program Funds in amount of \$2,107,138., to be matched by municipal budget in amount of \$2,107,138., totalling \$4,214,276.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Carrino.
- 7-R-y.** Resolution requesting Administration to solicit proposals for professional services for the purpose of evaluating Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.
- A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Carrino.
- 7-R-z.** Resolution authorizing Director of Finance to issue check in sum of \$450. payable to Mr. Harold L. Duggins, upon receipt of General Release executed by Mr. Duggins in favor of City of Newark and any other documents deemed necessary by Corporation Counsel; for injuries to his motor vehicle caused by vehicle owned by City of Newark which struck his vehicle while it was parked.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Payne, Rice, Villani, President Martinez.
Absent During Roll Call: Councilmen Harris, Tucker.
Absent: Councilman Carrino.

327

7-R-ba.

Resolution authorizing Director of Finance to issue check in sum of \$33,427.41 to Frank Montagna, 149 DeWitt Avenue, Belleville, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; plaintiff was suspended from his employment with City of Newark pending criminal litigation from which he was subsequently acquitted.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council October 6, 1987)

(For action on this resolution, see page 5 in the minutes of this meeting)

7-R-bb.

Resolution authorizing Director of Finance to issue check in sum of \$14,510. to Raymond R. Beam, Jr., Esquire, 230 Broad Street, Bloomfield, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; for attorney's fees for defense of Mr. Frank Montagna, who was suspended from employment with City of Newark pending criminal litigation from which he was subsequently acquitted.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see page 5 in the minutes of this meeting)

7-R-bc.

Resolution authorizing Finance Director to issue check in amount of \$1,227. payable to Roseville Coalition, advertising fee paid for prospective purchase of City-owned property located at 326-328 Park Avenue, Block 1928, Lot 69; pursuant to condition of Sale No. 9, initiating bidder is entitled to refund of advertisement fee paid if he/she is not the successful bidder.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Carrino.

7-R-bd.

Resolution authorizing Finance Director to issue check in amount of \$1,227. payable to Joel Weinstock, advertising fee paid for prospective purchase of City-owned property located at 486 and 488 Orange Street, Block 1889, Lots 7 and 8; pursuant to condition of Sale No. 9, initiating bidder is entitled to refund of advertisement fee paid if he/she is not the successful bidder)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez

Absent During Roll Call: Councilman Harris.

Absent: Councilman Carrino.

7-R-be.

Resolution authorizing Finance Director to refund \$15. to Carteret Home and School Association, due to Raffle Licenses not issued by City of Newark.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

Absent: Councilman Carrino.

October 7, 1987

7-R-bf.

Resolution authorizing Director of Finance to issue check in sum of \$12,563.19 to Clara Hunt, upon receipt of all documents deemed necessary by Corporation Counsel; further authorizing Director of Finance to transfer sum of \$2,137.82 representing standard payroll deductions to the payroll account; Ms. Hunt appealed to State of New Jersey, Department of Personnel the termination of her employment by City of Newark from a provisional title; Ms. Hunt alleged entitlement to permanent title of Senior Institutional Telephone Operator; hearing held on May 11, 1987 before Honorable Arnold Samuels who ordered City of Newark to reinstate Ms. Hunt in demotional title of Senior Clerk Typist with back pay from January 21, 1986 to reinstatement in amount of \$14,701.01 gross and restoration of all benefits.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council October 6, 1987)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant.

Councilman Grant, through the Chair, directed the City Clerk to communicate with Corporation Counsel Grant requesting report indicating the number of similar claims which have been filed but not yet resolved.

The motion to adopt the resolution was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Carrino.

7-R-bg.

Resolution amending Resolution 7-R-bp, March 18, 1987, accepting bid of Ralph Serpe, only bid received, for purchase of City-owned property known as 9-13 Stone Street, Block 478, Lots 24, 26 and 28, for \$15,800.; pursuant to Executive Order No. PM870011, January 28, 1987, by correcting address to read 9-11 Stone Street, Block 478, Lots 24 and 26, and changing purchase price to \$10,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Carrino.

7-R-bh.

Resolution establishing trust fund known as "Law Enforcement Dedicated Trust Fund"; further, authorizing Police Department to administer said Fund through Director's Office. (Purpose of financing law enforcement)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Carrino.

7-R-bi.

Resolution authorizing Director of Health and Human Services to issue reward in amount of \$500. to citizen of record for providing information and testimony that led to arrest and conviction of an illegal dumper on City-owned property; pursuant to Ordinance 13A:6-6; further, rescinding Resolution 7-R-ch, adopted September 2, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Harris.
Absent: Councilman Carrino.

October 7, 1987

7-R-bj.

Resolution appointing Mr. Robert Wilson, Jr, to serve as a Member of the Board of Directors of the Newark Watershed Conservation and Development Corporation.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bk.

Resolution amending Resolution 7-R-bj, May 20, 1987, accepting bid of Serenity Industrial Group, Inc., highest bid received, for leasing of +17.5 acres in West Milford Township known as Block 549, Lot 10, for \$30,100. annually, in accordance with terms set forth in Schedule A, by amending Article I, Section 1.1 - Premises, extending timetable on a boundary survey to be provided by successful bidder within 10 months of acceptance of bid by the Newark Municipal Council.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bl.

Resolution cancelling uncollectables in sum of \$1,223. owed by Roberta Rucker, former tenant at 48 New City Road, West Milford, New Jersey, since 1978; \$501. owed by Paul Warren, former tenant at 65 New City Road, West Milford, New Jersey, since 1985.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bm.

Resolution accepting 1982 Dodge Van as a donation from Public Service Electric & Gas Company, to be used by Police Athletic League (Vehicle to be used in connection with its athletic and recreational programs); pursuant to N.J.S.A. 40A:4-1 et seq.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bn.

Resolution ratifying contract for period March 1, 1987 to October 7, 1987; further, authorizing Business Administrator and City Clerk to execute agreement with American Management Systems, 1777 North Kent Street, Arlington, Virginia, for continued support, maintenance and enhancements for software applications provided by American Management Systems (LGPS, LGFS and EPS and Fixed Assets), in sum of \$150,000., for period October 8, 1987 to February 28, 1990. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" in accordance with 40A:11-5(1)(a) of Local Public Contracts Law)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by deleting therefrom "City Clerk to execute agreement" was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

A motion to adopt the resolution, as amended, was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bo.

Resolution authorizing Business Administrator to enter into Installment Agreement with each "Occupant of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due City of Newark on any property, shall be made in substantially equal monthly installments over period not exceeding three years; current monthly charges will be paid concurrently with monthly installments. (In accordance with ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bp.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the resolution to Administration since it was a duplicate of Resolution 7-R-bq on this agenda was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bq.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-br.

Resolution authorizing Director of Finance to issue checks in amounts set forth in Exhibit A, to parties indicated thereto; for interest on refund resulting from a Tax Court Judgement at the rate of five percent per annum from date of payment less any amount of taxes, interest, or both which may be applied against delinquencies; to be paid from Municipal Budget Mandatory Items, Interest on Tax Appeals.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bs.

Resolution declaring an emergency exists to Ordinance 6-Ph, S & F-bd, "Ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the Gouveneur Street Project Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer; pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.", being finally adopted October 7, 1987, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with N.J.S.A. 40:69A-181(b)bs.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bt.

Resolution declaring an emergency exists to Ordinance 6-Ph, S & F-i, "Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c for the years 1984 and 1985, on property owned by Boys' and Girls' Club of Newark, Inc. and located at 161 Littleton Avenue, Block 1801, Lot 15, Newark, New Jersey", being finally adopted October 7, 1987, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with N.J.S.A. 40:69A-181(b)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bu.

Resolution establishing Holiday Schedule for the Year 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bv.

Resolution authorizing Director of Finance to issue checks in amounts set forth in Exhibit A, to parties indicated thereto; for interest on refund resulting from a Tax Court Judgement at the rate of five percent per annum from date of payment less any amount of taxes, interest, or both which may be applied against delinquencies; to be paid from Municipal Budget Mandatory Items; Interest on Tax Appeals.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bw.

Resolution authorizing the Director of Finance to apply to the Local Finance Board of the State of New Jersey for approval of a bond ordinance entitled, "Bond ordinance reappropriating cash balances from previously adopted capital ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations and transferring \$2,892,489.16 to the Capital Surplus Fund and appropriating \$2,721,066 from the Capital Surplus Fund to the purposes set forth herein for various capital improvements to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey."

(Copy of resolution and correspondence submitted to each Member of the Council)

October 7, 1987

332

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-bx.

Resolution amending the Capital Budget by reducing the appropriations for certain Capital Projects by an aggregate of \$2,885,551.26 and transferring said \$2,885,551.26 to the Capital Surplus Fund.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-by.

Emergency resolution appropriating \$6,400,000., Department of Engineering, Division of Sanitation, Other Expenses, Services by Contract or Agreement, to provide funds for increased costs for Solid Waste Disposal; said funds shall be provided in 1988 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of Engineering Zach met with Council October 6, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

Councilman Harris, at this time assumed the seat of Temporary President.

7-R-bz.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Jobs Training Partnership Act (JTPA FY'88), \$645,485.; item available from New Jersey State Department of Labor, Employment and Training Administration.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution per request of Administration was made by Temporary President Harris, seconded by Councilman Grant and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

7-R-ca.

Resolution requesting Director of Local Government Services to make corrections in 1987 City of Newark Budget, from Unclassified Purposes, Salary and Wage Adjustment Personnel Adjustment Program-\$2,713,095.00 to Various Departments and Agencies-\$2,713,095.00; to provide funds for salary increases as a result of Labor Contracts with Firemen's Mutual Benevolent Association, Local #4, Superior Identification Officers Association, Building Trades Bargaining Committee, A.S.M.E. Local #2299 and Management Salary Increases.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

October 7, 1987

7-R-cb.

Resolution designating reserved parking area for handicapped motorists on Ridgewood Avenue, west side, beginning 260 feet south of the southerly curbline of West Alpine Street and extending 25 feet southerly therefrom; pursuant to N.J.S.A. 29:4-197.5.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by Temporary President Harris, seconded by Councilman Grant and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

7-R-cc.

Resolution recognizing and commending Ms. Juanita Cendan, Assistant Corporation Counsel, Department of Law for her outstanding service to the City of Newark.

A motion to adopt the resolution was made by Temporary President Harris, seconded by Councilman Branch and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

7-R-cd.

Resolution approving Tax Abatement Application and Financial Agreement for Laborers Urban Renewal Corporation; for construction of a two story office building with a basement and on site parking for Laborers Local 472 and 172 Benefit Funds, Medical, Dental and Legal Departments, on premises 67-73 Fillmore Street, Block 2010, Lot 50; granting exemption from taxation on improvements for a period of not more than 20 years from date of execution of financial agreement pursuant to this Resolution or earlier, at end of fifteen (15) years of operation of said project and only so long as entity and its project or subject to, and comply with, said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961 as amended and supplemented and upon further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

7-R-ce.

Resolution approving Tax Abatement Application and Financial Agreement for Chocolate Factory Urban Renewal Company, for construction of residential condominium units (consisting primarily of one and two bedroom units with parking facilities provided), on premises 54-60 McWhorter Street and 111 Hamilton Street, 51 Bruen Street and 73 N.J.R.R., Block 193, Lot 28, Block 195, Lots 10 and 32; granting exemption from taxation on improvements with respect to each residential condominium unit for period of thirty years (30) from date of issuance of Certificate of Occupancy on each such unit, and only so long as the residential units of said project are subject to, and comply with, said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

October 7, 1987

A motion to amend the resolution by adding thereto, "The granting of this tax abatement is expressly conditioned upon receiving a favorable Certification from the Division of Water Accounting and Customer Service; or in the case of the receipt of an unfavorable certification, the prompt resolution of the problem within thirty (30) days of the adoption of this resolution" was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

7-R-cf. Resolution urging all Newark residents to continue to support the American artform of Jazz.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

7-R-cg. Resolution recognizing and commending Mr. Charlie Brown, Jr., on the occasion of his promotion and transfer to the Dangerous Drug Desk at the Drug Enforcement Administration Headquarters in Washington, D.C.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

7-R-ch. Resolution recognizing and commending Mr. Richard T. Oakley on the occasion of his promotion to the position of Group Supervisor and transfer to the San Francisco Field Division of the Drug Enforcement Administration.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

7-R-ci. Resolution recognizing and commending Ms. Lori Ann Pennington on the occasion of her selection of Miss Black New Jersey USA.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

335

7-R-cj.
(A.S.)

Resolution indemnifying and holding Good Neighbor Baptist Church harmless from all claims arising as result of providing health services to participants at the Health Fair sponsored by Department of Health and Human Services, its employees and agents at Good Neighbor Baptist Church, 100 Chancellor Avenue, Newark, October 15, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, Temporary President Harris.

Absent During Roll Call: President Martinez.

Absent: Councilman Carrino.

7-R-ck.
(A.S.)

Resolution posthumously recognizing and commending the outstanding operatic achievements of the late Maria Jeritza, a longstanding resident of the City of Newark, in remembrance of her 100th birthday celebration on October 6, 1987.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cl.
(A.S.)

Resolution authorizing Director of Finance to issue check in sum of \$60,000. payable to Ollie Lee Jackson and her attorney Norman L. Kline, 2025 Lincoln Highway, Edison, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County; seeking recovery for personal injuries sustained from alleged negligence of City of Newark.

(Corporation Counsel Grant met with Council October 6, 1987)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cn.
(A.S.)

Resolution indemnifying and holding La Casa De Don Pedro Youth Center harmless from all claims arising as result of providing health care services to participants at the Health Fair sponsored by Department of Health and Human Services, its employees and agents at La Casa De Don Pedro Youth Center, 21 Broadway, Newark, New Jersey, October 8, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cn.

Resolution recognizing and commending the winners of the Elegant Age Fashion Show held on September 23, 1987, at P.S.E. and G.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-co.
(A.S.)

Resolution recognizing and commending the Benedict College National Alumni Association on the occasion of its Fall Meeting held October 9 and 10, 1987 at the Newark Airport Marriot Hotel.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cp.
(A.S.)

Resolution recognizing and commending Mrs. Hazel Turman for her outstanding commitment in assisting handicapped children.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cq.
(A.S.)

Resolution recognizing and commending the Honorable Mayor Avelino Ferreira Torres of Marco de Canaveses in Portugal for his many years of outstanding service.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cr.
(A.S.)

Resolution recognizing and commending Thomas P. Giblin, President, Essex County Board of Chosen Freeholders for many years of meritorious service to the residents of the Essex County Community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cs.
(A.S.)

Resolution recognizing and commending John M. Alati on his selection as "Italian American of the Year" by the Essex County Board of Chosen Freeholders.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-ct.
(A.S.)

Resolution authorizing Director of Finance to refund \$50. to St. Aloysius Church due to cancellation of 10 Bingo Games.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cu.
(A.S.)

Resolution authorizing Chief Executive Officer and Director of Development to submit application to enter into an agreement with New Jersey Department of Community Affairs to obtain grant from Neighborhood Preservation Balanced Housing Program being administered by New Jersey Department of Community Affairs for the University Heights Neighborhood Development Corporation Upper University Heights housing project in amount of \$1,399,860.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cv.
(A.S.)

Resolution authorizing Chief Executive Officer and Director of Development to submit application to enter into an agreement with New Jersey Department of Community Affairs to obtain grant from Neighborhood Preservation Balanced Housing Program being administered by New Jersey Department of Community Affairs for La Casa de Don Pedro, Villa Santa Maria housing project in amount of \$1,002,077.45

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cw.
(A.S.)

Resolution authorizing Chief Executive Officer and Director of Development to submit application to enter into an agreement with New Jersey Department of Community Affairs to obtain grant from Neighborhood Preservation Balanced Housing Program being administered by New Jersey Department of Community Affairs for H. R. Lambert, Inc. housing project in amount of \$797,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cx.
(A.S.)

Resolution requesting that the Board of Trustees of the Newark Public Library apply to the Office of New Jersey Heritage in order for the Springfield Avenue Branch to be entered on the New Jersey Register of Historic Places.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-cy.
(A.S.)

Resolution declaring November as "National Epilepsy Awareness Month" in the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

October 7, 1987

7-R-cz.
(A.S.)

Resolution recognizing and commending various community leaders for organizing the Newark contingent and coordinating the logistics for the successful conduct of the "First Annual New Jersey State Symposium on Programs for the Black Aging" which was held on September 9, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-da.
(A.S.)

Resolution recognizing and commending E.P.C. International, Inc. for its leadership in the advertising specialty industry.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-db.
(A.S.)

Resolution expressing profound sorry and regret at the passing of Mr. William D. Morris, former employee of the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-dc.
(A.S.)

Resolution authorizing Kossuth Street Urban Renewal Company, to commence construction of an improvement located at 113-119 Kossuth Street and 121-129 Kossuth Street, Block 2064, Lots 1 and 7) upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating the City of Newark or the Municipal Council to grant tax abatement to the project or approve the submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-dd.
(A.S.)

Resolution authorizing Mayor and Director of Development to submit application to the New Jersey Department of Community Affairs for an award of \$85,000. for implementation of the "Neighborhood Preservation Program".

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

October 7, 1987

7-R-de.

Resolution authorizing Director of Engineering to execute Contract 87-18, Tree Planting-Citywide, with Ventura Construction Corp., P.O. Box 96, East Hanover, New Jersey, lowest responsible bid submitted, for total sum of \$386,380.; further authorizing Director of Engineering to execute Change Orders, as needed, to fulfill goals of this project, in net amount not to exceed additional \$8,400.; funds provided in 1987 Operating Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-R-df.

Resolution authorizing Director of Engineering to execute Contract 86-15R, Flagging: The Replacement of Curb and Sidewalk All Over the City of Newark, N. J., with Scafar Contract, Inc., 50 Ferguson Street, Newark, New Jersey, lowest responsible bid submitted, for total sum of \$169,100.; further authorizing Director of Engineering to execute Change orders as needed to fulfill goals of this project, in net amount not to exceed additional \$8,400.; funds provided in 1987 Operating Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Ma

Absent: Councilman Carrino.

MOTIONS.

7-M-a.

A MOTION SUPPORTING THE UNITED COMMUNITY CORPORATION'S RE-FUNDING APPLICATION TO THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS, HOWEVER, INDICATING ITS NON-SUPPORT WITH THAT PORTION OF THE APPLICATION WHICH CALLS FOR THE CONSOLIDATION OF THE NEIGHBORHOOD COMMUNITY CENTERS; FURTHER, REQUESTING THAT U.C.C. SUBMIT TO THE MUNICIPAL COUNCIL COPIES OF ITS LATEST AUDIT REPORT, CURRENT YEAR BUDGET AND WORK PLAN, AND PROPOSED BUDGET AND WORK PLAN was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-b.

A MOTION COMMENDING UNITED STATES SENATORS BILL BRADLEY AND FRANK LAUTENBERG FOR THEIR STRONG STATEMENTS IN OPPOSITION TO ROBERT BORK'S NOMINATION TO THE UNITED STATES SUPREME COURT; FURTHER, URGING THEM TO EXERT THEIR INFLUENCE ON THEIR SENATE COLLEAGUES TO DEFEAT MR. BORK'S NOMINATION was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-c.

A MOTION REQUESTING THAT THE CENTRAL PLANNING BOARD EXPLORE THE FEASIBILITY OF VACATING STANTON STREET FROM ELIZABETH AVENUE TO SHERMAN AVENUE was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

- 7-M-d. A MOTION REQUESTING THE CORPORATION COUNSEL TO IMMEDIATELY INSTITUTE SUIT AGAINST THE OWNERS OF 515 MOUNT PROSPECT AVENUE AND 555 MOUNT PROSPECT AVENUE IN CONNECTION WITH SAID PROPERTY OWNERS NON-COMPLIANCE WITH CITY ORDINANCE 15:13-1 WHICH REQUIRES SECURITY GUARDS AT CERTAIN HOUSING UNITS was made by Councilman Harris, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.
- 7-M-e. A MOTION RECOGNIZING AND COMMENDING MR. DANTE A. MILANO FOR HIS EFFORTS IN THE MOST RECENT CITY AUCTION was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.
- 7-M-f. A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, DIRECTOR OF LAND USE CONTROL MCLUCAS, TAX ASSESSOR FRISINA AND DEVELOPER OF RICHMOND STREET AREA TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE REGARDING ASSESSMENTS ON NEW HOMES CONSTRUCTED IN SAID AREA was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.
- 7-M-g. A MOTION REQUESTING THAT U.C.C. SUBMIT TO THE MUNICIPAL COUNCIL COPIES OF ITS LATEST AUDIT REPORT, CURRENT YEAR BUDGET AND WORK PLAN, AND PROPOSED BUDGET AND WORK PLAN was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.
- 7-M-h. A MOTION REQUESTING THE POLICE DIRECTOR TO STRICTLY ENFORCE ORDINANCES RELATING TO PROHIBITING VEHICLES EXCEEDING 4 TONS IN WEIGHT OR CAPACITY FROM UTILIZING BROAD STREET FROM VANDERPOOL STREET TO HARVEY STREET was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.
- 7-M-i. A MOTION REQUESTING THE POLICE DIRECTOR TO ASSIGN AN OFFICER TO PREVENT THE ILLEGAL TURNS AT THE BROAD AND MARKET STREETS INTERSECTION was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.
- 7-M-j. A MOTION TO ONCE MORE REQUEST FROM DIRECTOR OF ENGINEERING ZACH A REPORT ON THE STATUS OF ALL STREET SIGNS CITYWIDE was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Carrino.

7-M-k.

A MOTION REQUESTING THE GENERAL ELECTRIC COMPANY TO PROVIDE THE COUNCIL WITH THEIR PLANS, IF ANY, FOR THE USE OF ITS BUILDING ON 17TH AVENUE AND BOYD STREET, NEWARK, NEW JERSEY was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-l.

A MOTION REQUESTING THE POLICE DIRECTOR TO MOBILIZE ALL OF HIS RESOURCES TO COMBAT PROSTITUTION ON WRIGHT STREET BETWEEN BROAD STREET AND PENNSYLVANIA AVENUE was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-m.

A MOTION REQUESTING THE DEPARTMENT OF ENGINEERING TO CLEAN THE VACANT LOTS BETWEEN 78-108 WRIGHT STREET OF UNSIGHTLY HIGH GRASS AND REFUSE AND THE DEPARTMENT OF LAND USE CONTROL TO CONDUCT A COMPREHENSIVE INSPECTION OF THE AFORESAID AREA FOR POSSIBLE VIOLATIONS OF MUNICIPAL ORDINANCES was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-n.

A MOTION REQUESTING THAT THE APPROPRIATE OFFICIALS INSPECT THE LAND SURROUNDING ROUTE 280 IN THE VICINITY OF ORANGE AND FIRST STREETS was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-o.

A MOTION REQUESTING THE NEW JERSEY BELL TELEPHONE COMPANY TO PROVIDE COUNCIL WITH THEIR PLANS, IF ANY, FOR THE USE OF ITS BUILDING ON AVON AVENUE, NEWARK, NEW JERSEY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-p.

A MOTION REQUESTING THE APPROPRIATE OFFICIALS TO INSURE THE UPKEEP AND MAINTENANCE OF THE MUNICIPAL COUNCIL CHAMBER was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-q.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIAM BAILEY, FATHER OF EDNA BAILEY, PUBLIC RELATIONS CONSULTANT FOR THE NEWARK MUNICIPAL COUNCIL was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-r.

A MOTION REQUESTING FROM CLERK OF BOARD OF COUNTY COMMISSIONERS JOHN B. DUNKLE, PALM BEACH COUNTY, WEST PALM BEACH, FLORIDA, COPY OF PROPOSED ORDINANCE REQUIRING BUILDERS TO INSTALL DEAD-BOLT LOCK ON RESIDENTIAL DEVELOPMENTS was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-s.

A MOTION DIRECTING CITY CLERK TO COMMUNICATE WITH LAW DEPARTMENT REQUESTING RESOLUTION BE PREPARED AS EXPEDITIOUSLY AS POSSIBLE GRANTING FIREWORKS DISPLAY PERMIT TO ST. GERARD SOCIETY CELEBRATION, ST. LUCY'S CHURCH OF THE CITY OF NEWARK, FOR DISPLAY ON OCTOBER 18, 1987, FOR SUBMISSION TO THE MUNICIPAL COUNCIL FOR ACTION PRIOR TO OCTOBER 16, 1987 was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-t.

A MOTION DIRECTING THE CITY CLERK TO INVITE MEMBERS OF THE NEWARK BOARD OF EDUCATION TO ATTEND THE MUNICIPAL COUNCIL/BOARD OF EDUCATION EDUCATIONAL COMMITTEE'S NEXT MEETING SCHEDULED FOR OCTOBER 19, 1987 at 5:00 P.M. IN THE COUNCIL CONFERENCE ROOM, ROOM 304, CITY HALL, 920 BROAD STREET, NEWARK, NEW JERSEY TO FINALIZE SPECIFICATIONS FOR "REQUEST FOR PROPOSALS" FOR MANAGEMENT REVIEW OF NEWARK SCHOOL DISTRICT was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-u.

A MOTION REQUESTING A STATUS REPORT ON THE NUMBER OF 'COMMERCIAL VEHICLES', AS DESCRIBED IN ORDINANCE 6-Ph, S & F-w ADOPTED JUNE 24, 1987, WHICH HAVE BEEN TICKETED OR TOWED IN ACCORDANCE WITH SAID ORDINANCE was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-v.

A MOTION DIRECTING THE CITY CLERK TO MAKE ARRANGEMENTS TO INSTALL ON ALL MUNICIPAL COUNCIL AUTOMOBILES A DEVICE COMMONLY KNOWN AS A CHAPMAN LOCK OR OTHER COMPARABLE SECURITY DEVICE was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-w.

A MOTION REQUESTING THE DIRECTORS OF POLICE AND ENGINEERING TO STRICTLY ENFORCE ALL PARKING ORDINANCES, ESPECIALLY ON STREET CLEANING DAYS IN THE SOUTH WARD was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-x.

A MOTION REQUESTING BUSINESS ADMINISTRATOR MONTEILH TO STUDY FEASIBILITY OF HIRING A QUALIFIED PERSON FOR POSITION OF ENVIRONMENTALIST IN DEPARTMENT OF HEALTH AND HUMAN SERVICES was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

7-M-y.

A MOTION REQUESTING DIRECTOR OF ENGINEERING ZACH TO PROVIDE COUNCIL WITH A COMPREHENSIVE PLAN AND CITY-WIDE SCHEDULE FOR CLEANING SEWER CATCH BASINS was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received September 10, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create certain position titles in the Department of Engineering)

(Compressor Operator (1)	1/1/87	\$19,840.88 - \$20,791.29 - \$21,741.70
(40 Hours)	1/1/88	20,832.92 - 21,830.85 - 22,828.79
	1/1/89	21,978.73 - 23,031.55 - 24,084.37

Maintenance Repairer				
(Mason) (1)	1/1/87.	\$6.02 -	\$6.48 -	\$7.12
(40 Hours)	1/1/88	6.44 -	6.93 -	7.62
	1/1/89	6.86 -	7.38 -	8.12)

(Change in title for two employees due to Civil Service Reclassification. Previous titles are common and other employees are serving in same. Titles represented by Building Trades Bargaining Committee. Fiscal impact will result in savings because salary ranges are lower than present ones.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 21, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

Absent: Councilman Carrino.

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received September 16, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor' (6-S & F-n) adopted May 4, 1977 as amended and supplemented (To create the title of "Data Processing Systems Programmer" in the Department of Engineering)."

(Data Processing		
Systems Programmer (1)		\$24,421.68 - \$29,382.97)
(35 Hours)		

(Title created in Department of Engineering. Represented by Essex Council #1, Civil Service Association. Funds in 1987 budget in amount of \$18,108.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 21, 1987 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

Absent: Councilman Carrino.

8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received September 16, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey' (6-S & F-bf) adopted November 22, 1966." (To adjust salaries)

(Deputy Fire Chief	(18)	1/1/85 \$39,487.96 - \$40,647.87 - \$41,818.71
--------------------	------	--

Chief of Fire Signal

System Maintenance and

Construction

(1)	1/1/85	38,011.18 - 39,054.01 - 40,106.47)
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(\$1,000. increase for 1985 for Deputy Fire Chief and Chief of Fire Signal

System Maintenance and Construction. Not represented by any bargaining unit.

Fiscal impact \$19,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 21, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

Absent: Councilman Carrino.

8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received September 22, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development' (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of Supervisor, Demolition and to abolish the title of Demolition Foreman in the Department of Development)"

(Supervisor, Demolition (1) \$19,886.42 - \$24,172.76)
(40 Hours)

(Title change due to Civil Service Reclassification. Old title being abolished. Represented by Local 2297 A.F.S.C.M.E. (Supervisors))
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 21, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:
Yes: Councilmen Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Branch.
Absent: Councilman Carrino.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received September 22, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Supervisor, Plumber and to abolish the title of Plumber Foreman in the Department of Engineering)."

(Supervisor, Plumber (1) \$26,716.11 - \$29,151.41)
(40 Hours)

(Title change due to Civil Service Reclassification. Old title being abolished. Represented by Local 2297 A.F.S.C.M.E. (Supervisors))
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 21, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:
Yes: Councilmen Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Branch.
Absent: Councilman Carrino.

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received September 24, 1987, enclosing proposed "Ordinance to amend Title 13A:4-4 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To amend Title 13A:4-4, Private Collectors; License Required; Prerequisite as to vehicles and equipment)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 21, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Harris and adopted by the following votes:
Yes: Councilmen Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Branch.
Absent: Councilman Carrino.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received September 24, 1987, enclosing proposed "Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Clinton Avenue - Fabian Place South 18th Street."

(Intersection: Clinton Avenue - Fabian Place - South 18th Street.

Right Turn on Red Prohibition: All Right Turns.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 21, 1987 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Grant and adopted by the following votes:
Yes: Councilmen Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Branch.
Absent: Councilman Carrino.

8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received September 28, 1987, enclosing proposed "Ordinance providing for the vacation of Milton Street, as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the easterly line of Boston Street to the westerly line of Wickliffe Street.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-r (A.S.) on page 11 in the minutes of this meeting)

8-i..

The City Clerk presented Communication from Business Administrator Monteilh, received September 28, 1987, enclosing proposed "Ordinance providing for the vacation of Wickliffe Street, as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of South Orange Avenue to the southerly line of Thirteenth Avenue."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-s (A.S.) on page 11 in the minutes of this meeting)

8-j.

The City Clerk presented Communication from Business Administrator Monteilh, received September 29, 1987, enclosing proposed "Bond ordinance reappropriating cash balances from previously adopted capital ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations, and transferring \$2,885,551.26 to the Capital Surplus Fund and appropriating \$2,721,066. from the Capital Surplus Fund to the purposes set forth herein for various capital improvements to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 21, 1987 Agenda of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

8-k.

The City Clerk presented Communication from Business Administrator Monteilh, received September 29, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Police (Non-uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977 and amendments thereto. (To create the titles of Chief Forensic Chemist and Data Entry Machine Operator and to abolish the title of Chief Chemist Testing and Analytical Laboratory in the Department of Police)."

(Chief Forensic Chemist (1) \$34,046.79 - \$41,087.70
(35 Hours)

Data Entry Machine Operator (1) 14,176.66 - 16,931.30)

(Title changes due to Civil Service Reclassification. Chief Chemist, Testing and Analytical Laboratory is being abolished, Police Records Clerk is not, due to fact other employees also serve in that title. Fiscal Impact - \$2,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 21, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

8-l.
(A.S.)

The City Clerk presented **Communication from Business Administrator Monteilh**, received September 29, 1987, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Irvington Avenue."
(Irvington Avenue: North side, from Midland Place to the Township of Maplewood Line.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Does not require approval by Department of Transportation, Division of Traffic Engineering)

A motion to table the ordinance was made by Councilman Rice, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

8-m.
(A.S.)

The City Clerk presented **Proposed "Ordinance to amend Title 13A, Chapter 6, Section 6 of the Revised Ordinances of the City of Newark, New Jersey, (1966) as amended and supplemented."**

(To increase reward to \$1,000. to persons providing information leading to detection and apprehension of person found guilty of violating 13A:6-2 or 13A:6-3)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-t (A.S.), on page 12 in the minutes of this meeting)

8-n.
(A.S.)

The City Clerk presented **Communication from Acting Business Administrator Grant**, received October 5, 1987, enclosing proposed "Ordinance amending an ordinance entitled, 'An ordinance authorizing Director of Development to acquire all privately owned properties within the University Heights Redevelopment Area, more specifically identified in Exhibit A,' (By amending the acquisition cost for 102 13th Avenue, Block 227, Lot 3, owned by Jeff Love and Odis Love). (Amends Ordinance 6-S & F-k adopted August 5, 1987)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-o (A.S.) on pages 9 and 10 in the minutes of this meeting)

8-o.
(A.S.)

The City Clerk presented **Communication from Acting Business Administrator Grant**, received October 5, 1987, enclosing proposed "Ordinance authorizing Director of Department of Development to acquire all privately owned properties within the South Ward Industrial Park Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept City's offer, pursuant to N.J.S.A. 40A:12-5(a) (1) and N.J.S.A. 20:1-1 et seq."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-p on page 10 in the minutes of this meeting)

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

Communication from Business Administrator Monteilh, received August 4, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To adjust salaries)."

(Office of the Mayor and Municipal Courts)

(7% increase for each of the years 1987 and 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Acting Presiding Judge Minor met with Council October 6, 1987)

347

(For action on this item, see Ordinance 6-F-u (A.S.) on page 12 in the minutes of this meeting)

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from September 8, 1987 to September 29, 1987:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Residents for Community Action	9653 (Amended)
Shamrock Friendship Club of St. Patrick's Cathedral	9674 (Amended)
Rosary Confraternity of St. Rose of Lima Church	9678 (Amended)
St. Aloysius Church	9761 (Amended)
Combined Societies of St. Patrick's Pro-Cathedral	9775 (Amended)
Holy Name Society, Sacred Heart Church, Vailsburg	9799
St. Francis Xavier Parent School Guild	9801
Rosary Altar Society, Sacred Heart Church, Vailsburg	9808
St. Columba Rosary Society	9809
Blessed Sacrament Home School Association	9810
St. Lucy's Roman Catholic Church	9811

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Rosary Altar Society Sacred Heart	9800
Sacred Heart Church	9802
Sacred Heart Church	9803
St. Thomas Aquinas Church	9804
Sacred Heart Church	9805
Sacred Heart Church	9806

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Carrino.

The meeting adjourned at 4:30 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

Newark, New Jersey, October 13, 1987

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:00 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Councilmen Branch, Grant, Harris.

(Councilman Branch arrived 1:05 P.M.)

City Clerk Marasco read letter dated October 7, 1987, from Council President Henry Martinez, calling a special meeting of the Municipal Council for Tuesday, October 13, 1987, at 11:00 A.M., or as soon thereafter as practical in the Council Chamber, Second Floor, City Hall, Newark, to discuss the following legislation:

Resolution granting fireworks display permit to St. Gerard Society Celebration, St. Lucy's Church of the City of Newark, for fireworks display on October 18, 1987.

Resolution implementing Ordinance 6-S & F-r, adopted September 2, 1987 "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor,' (6-S & F-e) adopted May 4, 1977, as amended and supplemented. (To delete and create titles and adjust salaries including those per agreement with Essex Council #1, Civil Service Association)"

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on October 7, 1987, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a. (S) Resolution granting fireworks display permit to St. Gerard Society Celebration, Committee, St. Lucy's Church of the City of Newark, for fireworks display on October 18, 1987 through route of procession, subject to the conditions listed in this resolution.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Grant, Harris.

7-R-b. (S) Resolution implementing Ordinance 6-S & F-r, adopted September 2, 1987 "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor,' (6-S & F-e) adopted May 4, 1977, as amended and supplemented. (To delete and create titles and adjust salaries including those per agreement with Essex Council #1, Civil Service Association)"

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Grant, Harris.

(Councilman Branch arrived 1:05 P.M.)

October 13, 1987

MOTIONS.

- 7-M-a. (S) A MOTION REQUESTING THE CITY ADMINISTRATION TO INCREASE THE ARSON REWARD TO \$5,000. FOR INFORMATION LEADING TO THE ARREST AND CONVICTION OF AN ARSONIST WITHIN THE EAST WARD WHO IS RESPONSIBLE FOR SETTING A RASH OF FIRES IN THAT AREA; FURTHER, REQUESTING THAT THE ADMINISTRATION SOLICIT THE ASSISTANCE OF THE RELEVANT LAW ENFORCEMENT AGENCIES INCLUDING THE F.B.I., STATE ATTORNEY GENERAL, AND THE ESSEX COUNTY PROSECUTOR TO ASSIST THE CITY ARSON SQUAD WITH THE CAPTURE OF SAID SUSPECT was made by the Council of the Whole.

A lengthy discussion was held by the Members of the Municipal Council.

The motion to adopt the Motion was declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilmen Grant, Harris.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani,
President Martinez.

Absent: Councilman Grant, Harris.

APPROVED:

Robert P. Marasco
City Clerk



Henry Martinez
President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:10 P. M.

The audience arose for the National Anthem.

The Invocation was offered by Pastor William Irving, Tabernacle Baptist Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Grant, Harris, Rice, Tucker, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Ronald Washington, Lieutenant Detective Raymond Gilhooly, and Lieutenant Detective James Reed, Sergeant-At-Arms.

Absent: Councilmen Branch, Carrino, Payne, Villani.

(Councilman Carrino arrived 8:50 P. M.)

(Councilman Payne arrived 9:35 P. M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on October 15, 1987, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

President Martinez stated that Councilman Branch will not be present tonight because he is hospitalized.

President Martinez also stated that Councilman Payne will be late tonight because he is attending a gathering in remembrance of Danny Kaye at Economic and Social Council Chamber/United Nations on behalf of the Members of the Municipal Council. Councilwoman Villani will not be present because she is attending the National League of Cities Conference in Texas, on behalf of the Members of the Municipal Council.

A motion to consider Resolutions 7-R-bf (A.S.), 7-R-bk (A.S.), 7-R-cz (A.S.), adopted October 7, 1987, 7-R-cj (A.S.), and 7-R-ba was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Carrino, Payne, Villani.

7-R-bf.
(A.S.)

Resolution recognizing and commending Lawrence Hamm, State Chairman of the Progressive Rainbow Coalition of New Jersey, for his outstanding leadership in coordinating the 1987 New Jersey Delegation to the Rainbow Coalition.

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Carrino, Payne, Villani.

Councilman Grant read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Lawrence Hamm.

Mr. Hamm expressed his pleasure to the Members of the Municipal Council for the presentation of this resolution.

7-R-bk.
(A.S.)

Resolution recognizing and commending Daria Yurchuk for designing the winning Fire Prevention poster in the Firemen's Mutual Benevolent Association, Local No. 4's contest during Newark's Fire Prevention Week.

October 21, 1987

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Carrino, Payne, Villani.

Councilman Rice read and presented a suitably inscribed resolution, on behalf of the Members of the Municipal Council, to Daria Yurchuk.

Ms. Yurchuk expressed her gratitude to the Members of the Municipal Council for the presentation of this resolution.

Resolution recognizing and commending various community leaders for organizing the Newark contingent and coordinating the logistics for the successful conduct of the "First Annual New Jersey State Symposium on Programs for the Black Aging" which was held on September 9, 1987. (7-R-cz (A.S.) October 7, 1987)

Councilman Tucker read and presented suitably inscribed resolutions, on behalf of the Members of the Municipal Council, to Ms. Jewel L. Daniels, Director, Elizabeth Avenue Community Center, Ms. Kitty V. Taylor, Director, Senior Services Program, United Community Corporation, Mr. Phil Orlando, Director, Office of Aging, and Ms. Odella Hammond, Experienced Senior Citizen Club, Elizabeth Avenue Community Center.

The recipients expressed their appreciation to the Members of the Municipal Council for this commendation.

7-R-cj.
(A.S.)

Resolution recognizing and commending the Officers of City of Newark Softball League for their leadership in organizing and coordinating a very successful 1987 season.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Carrino, Payne, Villani.

Ms. Mary Kornegay and Mr. Al Ross on behalf of the Officers of City of Newark Softball League expressed their gratitude to the Members of the Municipal Council for the presentation of this resolution. They also thanked all the players for their participation in the previous softball season.

7-R-ba.
(A.S.)

Resolution recognizing and commending Mr. Robert W. Lee, President of the International Boxing Federation/United States Boxing Association, on the occasion of his induction into the New Jersey Boxing Hall of Fame.

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Carrino, Payne, Villani.

Councilman Grant read and presented, on behalf of the Members of the Municipal Council, a suitably inscribed resolution to Mr. Robert W. Lee.

Mr. Lee expressed his appreciation to all of the Members of the Municipal Council for the presentation of this resolution.

(Councilman Carrino arrived 8:50 P. M.)

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-South, held August 13, 1987.

October 21, 1987

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Payne, Villani.

- 4-b. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held August 13, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Payne, Villani.

- 4-c. The City Clerk presented **1986 Annual Report of Newark Police Department.**

A motion that the 1986 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Payne, Villani.

- 4-d. The City Clerk presented **Report of Investments and Time Deposits Purchased for the months of August and September, 1987, submitted by Ronald W. Jean, Finance Director.**
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Payne, Villani.

- 4-e. The City Clerk presented **Copy of Minutes of Joint Meeting Maintenance, held September 17, 1987.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Payne, Villani.

- 4-f. The City Clerk presented **Report of Office of the City Clerk for the month of July 1987.**

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.

- 4-g. The City Clerk presented **Report of Office of the City Clerk for the month of August 1987.**

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Payne, Villani.

- 4-h. The City Clerk presented **Report of Office of the City Clerk for the month of September 1987.**

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Payne, Villani.

October 21, 1987

BOARD OF ADJUSTMENT APPEAL.

4-A-1.

The City Clerk read in the matter of application of P. Pepe Sons, Inc., Owner and Applicant, to permit in Second Industrial District, the parking and storage of trailers; on premises 206-222 McWhorter Street.

(Copy of transcripts submitted to each Member of the Council)

(Ms. Muddie Green and Mr. Anthony DeLuca, Appellants)

(Board of Adjustment hearings held January 27, 1987, March 24, 1987, June 10, 1987 and July 15, 1987)

(Transcripts filed September 15, 1987 (January 27 1987); September 18, 1987 (June 10, 1987); September 23, 1987 (July 10, 1987); October 6, 1987 (March 24, 1987)).

The Board of Adjustment at its regular meeting held January 27, 1987, postponed action on the application until March 24, 1987. On March 24, 1987, the Board of Adjustment postponed the application to June 10, 1987. On June 10, 1987, the Board of Adjustment postponed the application to July 15, 1987.

The Board of Adjustment at its regular meeting held July 15, 1987, approved the application by 5 Ayes, 1 Nay and 1 Abstention.

An appeal in this matter was filed in the Office of the City Clerk on July 30, 1987, by Muddie Green and Anthony DeLuca.

The transcripts in connection with this matter were received September 15, 1987; September 18, 1987; September 23, 1987 and October 6, 1987, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On September 21, 1987, the City Clerk notified the applicant, the applicant's attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting October 7, 1987, at 1:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

On October 7, 1987 the Municipal Council deferred action on the application.

On October 9, 1987, the City Clerk notified the applicant, the applicant's attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting October 21, 1987, at 8:00 P. M., in the Council Chamber, Second Floor, City Hall, Newark.

President Martinez stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment in the matter of application of P. Pepe Sons, Inc., Owner and Applicant, to permit in Second Industrial District, the parking and storage of trailers; on premises 206-222 McWhorter Street. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be presented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means that they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

..This is the time and the place for the appeal to commence.

MR. STANLEY HAUSMAN, ATTORNEY FOR APPELLANTS, addressed the Municipal Council opposing the granting of this variance due to lack of factual evidence of hardship by applicant.

MR. JEFFREY D. MARSHALL, ATTORNEY FOR APPLICANT, addressed the Municipal Council requesting them to affirm the decision of the Board of Adjustment.

President Martinez stated the following:

"On July 15, 1987, the Board of Adjustment granted a variance with certain conditions for the garaging of commercial vehicles on a lot located at 206-220 McWhorter Street. The property is subject to Second Industrial District Regulation (Newark Municipal Ordinances 27:3-48). The property is owned by Pepe Sons, Inc. Stanley J. Hausman, Esq. represents the objectors appellants (Muddie Green, Anthony Deluca et al). The objectors live in a Residential District abutting and surrounding the lot in question.

The evidence produced at the hearing did not justify a "special reason" to grant the variance nor did it show that the variance was reasonably necessary for the convenience of the community. The grant of the variance should be overruled.

N.M.O. 27:3-52, 27:3-43, and 27:3-44 prohibit commercial garages in Second Industrial Districts. In addition N.M.O. 27:4-2(a)(1) classifies such garages as inimical to the public safety and general welfare if located without due consideration of conditions and surroundings. That section also says that such garages may be permitted if not "detrimental to health, safety and general welfare of the community and reasonably necessary for the convenience of the community. Finally N.M.O. 27:4-2(a)(2) states that commercial garages may not be established within the same block as a school or church nor within 200 feet of such institutions.

Neither the witnesses nor the evidence presented at the hearing substantiated Pepe Sons, Inc. need for the variance. While the Board of Adjustment was essentially correct in its findings of fact it completely misinterpreted the applicable law and therefore reached an incorrect decision.

The Newark Municipal Council hereby make the following findings based upon the evidence:

1. Pepe Sons, Inc. rents the lot to a trucking firm which has a contract to supply paper to the Newark Star Ledger. Pepe Sons, Inc. is not a party to the contract and receives approximately \$700.00 (Seven Hundred) a month for the rental. There are at times as many as 15 trucks parked in the lot. The newspaper sends its own drivers and cabs to pick-up the parked trailers containing paper as needed. Employees and vehicles of Pepe Sons, Inc. are not involved in any aspect of the delivery of the paper to the newspaper.

2. Pepe Sons, Inc. is in the business of removal and resale of waste paper. It has a contract with the newspaper to remove waste paper which is not contingent on the trucking firm's supply contract. Pepe Sons, Inc. has other contracts to remove, sort and bail waste papers. This waste paper is sold domestically and abroad.

3. Even though Pepe Sons, Inc. contract with the newspaper might constitute 30% of its business and 7 out of 15 of its Newark employees might work on that account: neither the account nor the employee's jobs were contingent upon the trucking firm's supply contract. If the trucking firm lost its contract because it could not warehouse the paper in the lot, that event would not impact on Pepe's separate contract with the paper.

4. The nonconforming usage was "per se" a detriment to the health and safety of the community.

353

5. The community had been inconvenienced by the existing nonconforming usage as evidenced by the testimony of the objectors.

The Municipal Council is empowered to make a de novo review in an appeal of the record established before the Board of Adjustment. In addition the City ordinances specifically reserve to the Council the power to decide on recommendations of the Board of Adjustment regarding commercial garages under N.M.O 27:4-2(a)(1) and (2). Based upon the aforementioned facts and law and a review of the transcript the Newark Municipal Council hereby declares and rules that:

1. The usage of the property has been primarily for the convenience of non-owners and lessors of the property, and said usage is not connected to the owners' business.

2. The usage is a nonconforming usage under the applicable regulations.

3. The usage is not reasonably necessary for the good of the community, because if the ban were strictly enforced the community would be better off for the loss of the extra truck traffic, the offer to plant trees and restrict the hours of truck operation notwithstanding.

4. "The granting of the variance by the Board of Adjustment is hereby reversed."

A motion to reverse the decision by the Board of Adjustment was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Payne, Villani.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The City Clerk read An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.

(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Payne, Villani.

6-F-b.

The City Clerk read An ordinance amending Title 2, Chapter 15, Council Rules.
 (Copy of correspondence submitted to each Member of the Council)
 (Ordinance tabled May 6, 1987)
 (Ordinance removed from the table July 8, 1987)

A motion to table the ordinance was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
 Absent: Councilmen Branch, Payne, Villani.

6-F-c.

The City Clerk read An ordinance amending 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street.

(Deleting: Blanchard Street, both sides, beginning 2180 feet north of the northerly curblin of Raymond Boulevard to its terminus.
 Adding: Blanchard Street, both sides, beginning at the northerly curblin of Raymond Boulevard extending 600 feet northerly therefrom)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
 Absent: Councilmen Branch, Payne, Villani.

6-F-d.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Irvine Turner Boulevard as a one-way Street.

(Irvine Turner Boulevard: Southbound, from Clinton Avenue to West Runyon Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
 Absent: Councilmen Branch, Payne, Villani.

6-F-e.

The City Clerk read An ordinance amending Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Elm Street.

(Elm Street: From McCarter Highway to Mulberry Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
 Absent: Councilmen Branch, Payne, Villani.

6-F-f.

The City Clerk read An ordinance amending Sections 23:5-2, 23:5-4 and 23:5-6, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Clinton Avenue.

(Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

355

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
 Absent: Councilmen Branch, Payne, Villani.

6-F-g.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Woodside Avenue and Delavan Avenue as one-way streets.

(Delavan Avenue: Westbound, from Summer Avenue to Woodside Avenue
 Woodside Avenue: Northbound, from Delavan Avenue to Elwood Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
 Absent: Councilmen Branch, Payne, Villani.

6-F-h.

The City Clerk read An ordinance to amend and supplement Title Two, Administration Chapter Two, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To establish a Commercial Development Advisory Council in the Office of the Mayor).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Payne, Villani.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1987.

6-F-i.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor" (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create certain position titles in the Department of Engineering).

(Compressor Operator (1)	1/1/87	\$19,840.88 -	\$20,791.29 -	\$21,741.70
(40 Hours)	1/1/88	20,832.92 -	21,830.85 -	22,828.79
	1/1/89	21,978.73 -	23,031.55 -	24,084.37

Maintenance Repairer

(Mason) (1)	1/1/87	\$6.02 -	\$6.48 -	\$7.12
(40 Hours)	1/1/88	6.44 -	6.93 -	7.62
	1/1/89	6.86 -	7.38 -	8.12

(Change in title for two employees due to Civil Service Reclassification. Previous titles are common and other employees are serving in same. Titles represented by Building Trades Bargaining Committee. Fiscal impact will result in savings because salary ranges are lower than present ones.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Payne, Villani.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1987.

6-F-j.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor" (6-S & F-n) adopted May 4, 1977 as amended and supplemented (To create the title of "Data Processing Systems Programmer" in the Department of Engineering).

(Data Processing
Systems Programmer (1) \$24,421.68 - \$29,382.97)
(35 Hours)

(Title created in Department of Engineering. Represented by Essex Council #1, Civil Service Association. Funds in 1987 budget in amount of \$18,108.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Payne, Villani.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1987.

6-F-k.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey" (6-S & F-bf) adopted November 22, 1966. (To adjust salaries)

(Deputy Fire Chief (18) 1/1/85 \$39,487.96 - \$40,647.87 - \$41,818.71

Chief of Fire Signal
System Maintenance and

Construction (1) 1/1/85 38,011.18 - 39,054.01 - 40,106.47)

(\$1,000. increase for 1985 for Deputy Fire Chief and Chief of Fire Signal

System Maintenance and Construction. Not represented by any bargaining unit. Fiscal impact \$19,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Payne, Villani.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1987.

6-F-l.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of Supervisor, Demolition and to abolish the title of Demolition Foreman in the Department of Development)

(Supervisor, Demolition (1) \$19,886.42 - \$24,172.76)
(40 Hours)

(Title change due to Civil Service Reclassification. Old title being abolished. Represented by Local 2297 A.F.S.C.M.E. (Supervisors))

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Payne, Villani.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1987.

6-F-m.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Supervisor, Plumber and to abolish the title of Plumber Foreman in the Department of Engineering).

(Supervisor, Plumber \$26,716.11 - \$29,151.41)
(40 Hours)

(Title change due to Civil Service Reclassification. Old title being abolished. Represented by Local 2297 A.F.S.C.M.E. (Supervisors))

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Payne, Villani.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1987.

6-F-n.

The City Clerk read An ordinance to amend Title 13A:4-4 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To amend Title 13A:4-4, Private Collectors; License Required; Prerequisite as to vehicles and equipment)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Payne, Villani.

President Martinez: The yeses are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1987.

6-F-o.

The City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Clinton Avenue - Fabian Place South 18th Street.

(Intersection: Clinton Avenue - Fabian Place - South 18th Street.

Right Turn on Red Prohibition: All Right Turns.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Payne, Villani.

6-F-p.

The City Clerk read A bond ordinance reappropriating cash balances from previously adopted capital ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations, and transferring \$2,885,551.26 to the Capital Surplus Fund and appropriating \$2,721,066. from the Capital Surplus Fund to the purposes set forth herein for various capital improvements to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Debt Statement filed in Office of City Clerk.)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Payne, Villani.

President Martinez: The yeases are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1987.

6-F-q.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Police (Non-uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto. (To create the titles of Chief Forensic Chemist and Data Entry Machine Operator and to abolish the title of Chief Chemist Testing and Analytical Laboratory in the Department of Police).

(Chief Forensic Chemist (1) \$34,046.79 - \$41,087.70
(35 Hours)

Data Entry Machine Operator (1) 14,176.66 - 16,931.30)

(Title changes due to Civil Service reclassification. Chief Chemist, Testing and Analytical Laboratory is being abolished, Police Records Clerk is not, due to fact other employees also serve in that title. Fiscal Impact - \$2,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Payne, Villani.

President Martinez: The yeases are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1987.

A motion to remove from the Table "Ordinance approving the sale of premises commonly known as 294, 296, 298 South Orange Avenue and 252, 254, 256 South 6th Street, Block 271, Lots 22, 49, 23, 48, 47 and 46; pursuant to the provisions of N.J.S.A. 40A:12-21 (j)," (6-F-i, October 7, 1987), was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Payne, Villani.

6-F-r.
(A.S.)

The City Clerk read An ordinance approving the sale of premises commonly known as 294, 296, 298 South Orange Avenue and 252, 254, 256 South 6th Street, Block 271, Lots 22, 49, 23, 48, 47 and 46; pursuant to the provisions of N.J.S.A. 40A:12-21 (j).

(Habitat for Humanity Newark, Inc., a non-profit corporation of the State of New Jersey - \$1.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled October 7, 1987)

(Ordinance removed from the table October 21, 1987)

(Representatives from Habitat for Humanity Newark, Inc. met with the Council October 20, 1987)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Payne, Villani.

President Martinez: The yeases are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1987.

A motion to consider Item 8-e on Ordinances on First Reading at this time was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Payne, Villani.

6-F-s.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend Article 3, Title 20, Chapter 2, Section 12 of the Revised Ordinances of the City of Newark, New Jersey, (1966) as amended and supplemented (To increase reward up to \$5,000. to persons providing information leading to the detection and apprehension of any person found guilty of violating N.J.S.A. 2C:17-1)".

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Payne, Villani.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1987.

A motion to consider Item 8-g (A.S.) on Ordinances on First Reading at this time was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Payne, Villani.

6-F-t.
(A.S.)

The City Clerk read An ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the South Ward Industrial Park Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Payne, Villani.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1987.

A motion to consider Item 8-h (A.S.) on Ordinances on First Reading at this time was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Payne, Villani.

6-F-u.
(A.S.)

The City Clerk read Proposed "Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987, on property owned by First Zion Hill Baptist Church and located at 287 Goldsmith Avenue, Block 3718, lot 34, Newark, New Jersey."

(\$2,489.02 plus applicable fees and interest for the year 1986; \$2,572.44 plus applicable fees and interest for the year 1987. Failed to file continuing statement for tax exemption status)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Payne, Villani.

President Martinez: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1987.

(Councilman Payne arrived 9:35 P. M.)

After Ordinance 8-i (A.S.), a motion to remove from the table and consider on Ordinances on First Reading "Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Malvern Street," (9-a, tabled April 15, 1987), was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Villani.

6-F-v.
(A.S.)

The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Malvern Street.

(Malvern Street, North side, beginning at the westerly curblin of Pulaski Street and extending 90 feet westerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Commissioner of Transportation)

(Ordinance tabled April 15, 1987)

(Ordinance removed from the table October 21, 1987)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Villani.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1987.

A motion to permit the speakers on 25 Van Velsor Place to be heard under "Hearings of Citizens" at this time was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Villani.

6-HC-a.

MS. GERALDIN HOWARD, TENANT ASSOCIATION PRESIDENT, 25 VAN VELSOR PLACE, NEWARK, NEW JERSEY.

6-HC-b.

MS. JOSELYN GENIS, 25 VAN VELSOR PLACE, NEWARK, NEW JERSEY.

6-HC-c.

B.T. MATHIS, PRESIDENT OF UNITED TENANT'S ALLIANCE, 103 CHANCELLOR AVENUE, NEWARK, NEW JERSEY.

361

The above citizens addressed the Municipal Council registering complaints with respect to the conditions at 25 Van Velsor Place. The speakers also urged Council to amend the Rent Control Ordinance pertaining to Section 17, Rehabilitation.

A lengthy discussion was held by the Members of the Municipal Council.

President Martinez directed the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, Director of Land Use Control McLucas, Director of Health and Human Services Foster-Struggs, Manager James Jordan, Office of Boards and Ms. Geraldine Howard to meet with the Council at their special conference, Tuesday, October 27, 1987, to discuss this item.

6-HC-d. **MR. MARVIN JENKINS EL**, addressed the Municipal Council with respect to the homeless in the City of Newark.

6-HC-e. **MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY**, addressed the Municipal Council opposing demolition of homes in the South and Central Wards of the City.

6-HC-f. **MS. NON JACKSON, 362 BADGER AVENUE, NEWARK, NEW JERSEY.**

6-HC-g. **MS. ROSIE BAXTER, 362 BADGER AVENUE, NEWARK, NEW JERSEY.**

The above speakers addressed the Municipal Council with respect to clarification of redevelopment and questioned the City's plans for cleaning and sale of vacant lots, street paving and abandoned cars.

Councilman Payne explained redevelopment means housing and indicated he will respond to the speakers in writing.

6-HC-h. **MR. LEON GODBOLD, 29 STRATFORD PLACE, NEWARK, NEW JERSEY**, addressed the Municipal Council requesting a traffic light be installed at the intersection of Hillside and Alpine Streets in place of the blinking light presently there. The speaker presented petitions to the Members of the Council from residents of the community supporting installation of said traffic light.

President Martinez directed the City Clerk to forward to Director of Engineering Zach the petitions submitted by the speaker and requesting the necessary steps be taken for the placement of a traffic light at said location.

President Martinez further directed the City Clerk to invite Business Administrator Monteilh, Director of Engineering Zach, Traffic Engineer Ceballos and Commissioner of Transportation Gluck, State of New Jersey to meet with the Council at a future special conference to discuss traffic ordinances.

6-HC-i. **MR. WILBUR HOOPER, SR., 167 PENNSYLVANIA AVENUE, NEWARK, NEW JERSEY**, addressed the Municipal Council registering complaints with respect to prostitution, noise from the City garage, filthy lots and sidewalks in the area.

Councilman Tucker, through the Chair, requested the City Clerk to communicate with Police Director Greenleaf and Director of Engineering Zach requesting that these complaints pertaining to their department be immediately investigated and necessary steps be taken to eliminate these complaints.

6-HC-j. **MR. LOUIS CONDO, PRESIDENT, ALLIED SERVICES DIVISION, BROTHERHOOD OF RAILWAY, AIRLINE AND STEAMSHIP CLERKS, FREIGHT HANDLERS, EXPRESS AND STATION EMPLOYEES (AFL-CIO)**, addressed the Municipal Council with respect to conditions of employment for skycaps at Newark International Airport.

The speaker thanked Councilman Grant for sponsoring a resolution for Council's consideration supporting efforts of Ogden-Allied Services based at LaGuardia International Airport to retain its contract with Continental Airlines and to keep employed 65 Skycaps providing service at Newark International Airport.

(For further action on this item, see Resolution 7-R-ci (A.S.) in the minutes of this meeting)

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinance on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To require the owner of every vacant lot located within the City of Newark, owned by any agency, to have a sign posted on the premises which shall set forth the full name, address and telephone number of the owner and/or agent of said property).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The owner, as defined herein, of a vacant lot located within the City of Newark shall have a sign posted on the premises which shall plainly set forth in conspicuous letters, the full name, address and telephone number of the owner and/or agent of said property. The required sign shall be easily readable, of metal construction, painted in red lettering on a white background. Each letter shall not be less than 2 inches high and of proportionate width. The sign shall be pole-mounted with the pole embedded in concrete. Said sign shall be at a height no more than 8 feet above street level and shall face the street no more than 5 feet from the front property line, equidistant from the side boundaries or subject premises.

Section 2. The Director of the Department of Land Use Control shall be responsible for the enforcement of this ordinance.

Section 3. "Owner" shall mean all vacant lots owned by any governmental agency, the Newark Board of Education, the Housing Authority of the City of Newark, all colleges or universities including but not limited to New Jersey Institute of Technology, Rutgers-The State University, University of Medicine and Dentistry of New Jersey, Essex County College and any vacant property owned by any business or other corporate entity. This ordinance shall not apply to any vacant lot in the City of Newark that is owned by a resident of the City of Newark, unless such resident owns and operates a business within the City of Newark.

Section 4. A violation of any provision of this ordinance shall be punishable by a fine not to exceed \$500., imprisonment for a period up to thirty (30) days, or both. Each day during which an owner is in violation of any of the provisions of this ordinance shall constitute a separate offense hereunder.

Section 5. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 6. This ordinance shall take effect upon final passage and publication and in accordance with the Laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez
Absent: Councilmen Branch, Villani.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 21, 1987

363
b-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance ratifying and authorizing the execution of a lease agreement between the Redeemer Lutheran Church, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the sum of \$9,900. per year for a period of twelve (12) months.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the premises commonly known as 664 Broadway, Block 731, Lot 1, on the official Tax Maps and Tax Duplicate (year 1986), of the City of Newark, New Jersey, is needed for public purposes; and

WHEREAS, the City of Newark, Tenant, and Redeemer Lutheran Church, Landlord, desire to enter into a lease agreement for the premises commonly known as 664 Broadway, Block 731, Lot 1, for a period beginning May 1, 1987 and ending April 30, 1988 for the sum of \$9,900.00.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Municipal Council of the City of Newark hereby ratifies the lease agreement between the City of Newark, Tenant, and the Redeemer Lutheran Church, Landlord, for the leasing of the premises, commonly known as 664 Broadway, Block 731, Lot 1, for the period beginning May 1, 1987 to the adoption of this Ordinance.

Section 2. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with the Redeemer Lutheran Church, Landlord, for the leasing of the premises, commonly known as 664 Broadway, Block 731, Lot 1, pursuant to N.J.S.A. 40A:12-15, from the date of the adoption of this Ordinance to April 30, 1988.

Section 3. The City of Newark shall, as consideration for said lease agreement, pay the owner the sum of \$9,900.00, in equal monthly installments, for the term of the lease, beginning May 1, 1987 and ending April 30, 1988.

Section 4. A copy of the lease agreement is attached hereto and made part hereof.

Section 5. A copy of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 7. Attached hereto is a Certification from the Municipal Comptroller in the amount of \$9,900.00.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez
Absent: Councilmen Branch, Villani.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 21, 1987

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services (6-S & F-x) adopted July 16, 1986, as amended and supplemented." (To create certain titles in the Department of Health and Human Services).

(Public Information Officer-Change in title to more correctly describe what employee does; Senior Administrative Analyst-Civil Service reclassification. Previous title is common and other employees are serving in same; Training Technician-New title to aid in training employees in new welfare reform. All titles represented by Essex Council #1, Civil Service Association. Fiscal Impact-\$2,474.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services", (6S&FX) adopted July 16, 1986, as amended and supplemented to create the following positions as follows, to wit:

POSITIONS

Public Information Officer 2927 (35 Hrs.)	(1)	1/1/87	\$20,488.69 - \$24,596.02
Senior Administrative Analyst 3173 (35 Hrs.)	(1)	1/1/87	26,979.63 - 32,492.20
Training Technician 4207 (35 Hrs.)	(1)	1/1/87	22,443.85 - 26,979.63

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez
Absent: Councilmen Branch, Villani.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

385

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To create the title and salary range of "Purchasing Assistant" in the Municipal Courts and abolishing the title of Purchasing Control Clerk in the Municipal Courts).

(Civil Service reclassification. Represented by Essex Council No. 1, Civil Service Association. Salary range remains the same)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(c) of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, as amended and supplemented be amended to create the title and salary range as follows, to wit:

(c) Municipal Courts

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Purchasing Assistant	1/1/87	\$ 17,402.45	\$ 20,488.69
2952 (35 Hrs.)	1/1/88	\$ 18,272.57	\$ 21,513.12

SECTION 2. Section 1(c) of the aforementioned ordinance be further amended to abolish the following title and title code, as follows, to wit:

(c) Municipal Courts

POSITION

Purchasing Control Clerk
2954 (35 hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, annual minimum or annual maximum salary which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

President Martinez: The yeses are seven, the noes are none, and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

366

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986, as amended. (To create the title of "Senior Planner, Land Development Review" in the Department of Land Use Control).

(Change in title due to Civil Service reclassification. Represented by Essex Council No. 1, Civil Service Association. Previous title is common and other employees are serving in same. Salary remains the same)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control (6S&Fba) adopted July 16, 1986, as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Senior Planner,		
Land Development Review	1/1/87	\$23,325.41 - \$28,050.31
5397 (35 Hrs.)	1/1/88	24,491.68 - 29,452.83

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

President Martinez: The yeses are seven, the noes are none, and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending an ordinance entitled, "An ordinance authorizing Director of Development to acquire all privately owned properties within the University Heights Redevelopment Area, more specifically identified in Exhibit A," (By amending the acquisition cost for 102 13th Avenue, Block 227, Lot 3, owned by Jeff Love and Odis Love). (Amends Ordinance 6-S & F-k adopted August 5, 1987)

October 21, 1987

367 BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Municipal Council of the City of Newark (hereinafter referred to as "Council") By Ordinance 6S&FD, adopted a redevelopment plan for the project area entitled "University Heights Area Redevelopment plan", dated July 9, 1986, (hereinafter referred to as the "Redevelopment Plan") and;

WHEREAS, by Resolution 7RB062586 the Council of the City of Newark adopted a resolution blighting said area;

WHEREAS, the Municipal Council approved the offer price of \$48,000.00 for the purchase of 102 13th Avenue, Block 227, Lot 3;

WHEREAS, a dispute arose between the offer price and an appraisal submitted by the owners Jeff and Odis Love in the amount of \$84,000.00;

WHEREAS, the City of Newark through the Department of Development obtained a third review appraisal in the amount of \$67,000.00 specifically identified and attached hereto and made a part hereof;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

SECTION 1. That the privately owned property located at 13th Avenue, Block 227, Lot 3 in the University Heights Redevelopment Area, is needed for public purposes.

SECTION 2. That the premises known as and identified in as 102 13th Avenue, Block 227, Lot 3 shall be purchased by the City of Newark through its Department of Development for \$67,000.00 the amount identified in the attached appraisal.

SECTION 3. That the Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents necessary to effectuate the acquisition of the subject property.

SECTION 4. That the Corporation Counsel be and is hereby authorized to record said deeds with the Register of Essex County, after said deeds have been approved by him as to form and further attested to and acknowledged by the City Clerk.

SECTION 5. That a copy of the executed deed shall be filed in the Office of the City Clerk by the Director of Department of Development.

SECTION 6. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez
Absent: Councilmen Branch, Villani.

President Martinez: The yeases are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing Director of Department of Development to acquire all privately owned properties within the South Ward Industrial Park Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept City's offer, pursuant to N.J.S.A. 40A:12-5(a) (1) and N.J.S.A. 20:1-1 et seq.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Municipal Council of the City of Newark (hereinafter referred to as "Council") By Ordinance 6PHS & FBB adopted on July 8, 1987 a redevelopment plan for the project area entitled "South Ward Industrial Park Redevelopment Plan", dated April 20, 1987 (hereinafter referred to as the "Redevelopment Plan") and;

WHEREAS, the Council of the City of Newark by Resolution 7Rq adopted on June 3, 1987 a resolution blighting said area;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

SECTION 1. That the privately owned properties located within the South Ward Industrial Park Redevelopment Area, more specifically identified on Exhibit A, attached hereto and made a part hereof are needed for public purposes.

SECTION 2. That the premises identified in Exhibit A shall be purchased by the City of Newark through its Department of Development for the appraised amounts, subject to the Director of Development's right to increase said offers in accordance with N.J.S.A. 40A:12-5(a) (1).

SECTION 3. That the Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents necessary to effectuate the acquisition of the properties identified in Exhibit A.

SECTION 4. That the Corporation Counsel be and is hereby authorized to record said deeds with the Register of Essex County, after said deeds have been approved by him as to form and further attested to and acknowledged by the City Clerk.

SECTION 5. That a copy of the executed deeds shall be filed in the Office of the City Clerk by the Director of the Department of Development.

SECTION 6. In the event any owner of the properties identified in Exhibit A refuse to accept the offer of the City of Newark, the Corporation Counsel be and is hereby authorized to institute legal proceedings in the Superior Court of New Jersey, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq, to acquire said premises.

SECTION 7. The Corporation Counsel be and is hereby authorized to secure legally appropriated sums from the Finance Department to pay to the Clerk of the Superior Court the estimated value of said property as identified on Exhibit A.

SECTION 8. The Corporation Counsel is further authorized to secure any and all additional funds required by the Superior Court of New Jersey to pay and differences in the determined Fair Market Value and the Estimated Fair Market Value deposited in said court.

SECTION 9. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey. right.

363

EXHIBIT A

259 Peshine Avenue A/K/A Block 2706, Lot 7, Newark, NJ
273-275 Peshine Avenue A/K/A Block 2706, Lot 14, Newark, NJ
289 Peshine Ave A/K/A Block 2706, Lot 22, Newark, NJ
295 Peshine Avenue A/K/A Block 2706, Lot 26, Newark, NJ
297 Peshine Avenue A/K/A Block 2706, Lot 27, Newark, NJ
299-301 Peshine Avenue A/K/A Block 2706, Lots 28,29, Newark, NJ
738-740 Hunterdon St., A/K/A Block 2706, Lot 41, Newark, NJ
734-736 Hunterdon St. A/K/A Block 2706, Lot 44, Newark, NJ
724-726 Hunterdon St. A/K/A Block 2706, Lot 48, Newark, NJ
716 Hunterdon St. A/K/A Block 2706, Lot 53, Newark, NJ
769 Hunterdon St. A/K/A Block 2712, Lot 3, Newark, NJ
771 Hunterdon St. A/K/A Block 2712, Lot 4, Newark, NJ
307 Peshine Ave. A/K/A Block 2713, Lot 3, Newark, NJ
317-335 Peshine Ave. A/K/A Block 2713, Lot 8, Newark, NJ
175 Hawthorne Ave. A/K/A Block 2713, Lot 22, Newark, NJ
802-806 Hunterdon St A/K/A Block 2713, Lot 23, Newark, NJ
796 Hunterdon St. A/K/A Block 2713, Lot 28, Newark, NJ
794 Hunterdon St. A/K/A Block 2713, Lot 29, Newark, NJ
792 Hunterdon St. A/K/A Block 2713, Lot 30, Newark, NJ
788 Hunterdon St. A/K/A Block 2713, Lot 32, Newark, NJ
766-768 Hunterdon St. A/K/A Block 2713, Lot 43, Newark, NJ

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

President Martinez: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-1) adopted May 4, 1977 and amendments thereto. (To adjust the salary of Director of Fire).

(7% increase for years 1987 and 1988)

October 21, 1987

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Department of Fire, and establishing salaries therefor," (6S&FL) adopted May 4, 1977 and amendments thereto, be amended to adjust the salary of Director, Department of Fire, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director,	1/1/87	\$ 58,096.47	\$ 58,096.47
Department of Fire	1/1/88	\$ 62,163.22	\$62,163.22
1575			

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Harris, Payne, Rice, Tucker.

No: President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilmen Branch, Villani.

President Martinez: The yeses are five, the noes are one, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of Milton Street, as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the easterly line of Boston Street to the westerly line of Wickliffe Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Milton Street, as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the easterly line of Boston Street to the westerly line of Wickliffe Street, shall be vacated as a public street or right-of-way.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map, known and designated as Map No. 1793-V, dated 17 September, 1987 is on file in the office of the Director, Department of Engineering.

Section 2. That this ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 3. That this ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilmen Branch, Villani.

President Martinez: The yeses are six, the noes are none, ones absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of Wickliffe Street, as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of South Orange Avenue to the southerly line of Thirteenth Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Wickliffe Street, as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of South Orange Avenue to the southerly line of Thirteenth Avenue, shall be vacated as a public street or right-of-way.

All is as shown on a Map prepared under the direction of this Council, which Map is hereto attached and made a part hereof and a copy of which Map, known and designated as Map No. 1794-V, dated 17 September, 1987 is on file in the Office of the Director, Department of Engineering.

Section 2. That this ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 3. That this ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilman Grant.

Absent: Councilmen Branch, Villani.

President Martinez: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 13A, Chapter 6, Section 6 of the Revised Ordinances of the City of Newark, New Jersey, (1966) as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 13A, Administration and Regulation of Solid Waste, Chapter 6, Disposal Facilities and Illegal Dumping, Section 6, Reward, of the City of Newark, New Jersey (1966) as amended and supplemented, be amended to read as follows:

13A:6-6. Reward.

A reward of \$1,000.00 shall be paid to any person or persons providing information leading to the detection and apprehension of any person found guilty of violating 13A:6-2 or 13A:6-3 of this Ordinance. The reward is to be payable after conviction out of a fund established for this purpose, but no such reward may be paid to any public employee whose duty it is to investigate or to enforce the law. The Director of the Department of Health and Human Services is authorized to award the reward with the consent of the Municipal Council.

Section 2. All prior ordinances or parts thereof, inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Villani.

President Martinez: The yeses are seven, the noes are none, and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To adjust salaries).
(7% increase for each of the years 1987 and 1988)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An Ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977 as amended and supplemented be amended to adjust salaries as follows, to wit:

(a) Office of the Mayor

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Aide to the Mayor	1/1/87	\$ 58,096.47	\$ 58,096.47
0238	1/1/88	\$ 62,163.22	\$ 62,163.22
Deputy Mayor	1/1/87	\$ 29,941.78	\$ 36,393.34
Al77	1/1/88	\$ 32,037.70	\$ 38,940.87
Executive Secretary	1/1/87	\$ 31,864.49	\$ 31,864.49
Office of the Mayor	1/1/88	\$ 34,095.00	\$ 34,095.00
A027 (35 Hrs.)			
Personal Secretary,	1/1/87	\$ 24,819.74	\$ 30,175.38
Office of the Mayor	8/31/87	\$ 31,864.49	\$ 31,864.49
2644 (35 Hrs.)	1/1/88	\$ 34,095.00	\$ 34,095.00
Mayor's Aide I	1/1/87	\$ 29,941.78	\$ 36,393.34
A292	1/1/88	\$ 32,037.70	\$ 38,940.87
Mayor's Aide II	1/1/87	\$ 40,124.20	\$ 48,675.17
A293	1/1/88	\$ 42,932.89	\$ 52,082.43
Mayor's Aide III	1/1/87	\$ 40,124.20	\$ 48,675.17
A294	1/1/88	\$ 42,932.89	\$ 52,082.43

(c) Municipal Courts

Court Administrator	1/1/87	\$ 34,660.69	\$ 42,130.35
A259	1/1/88	\$ 37,086.94	\$ 45,079.47
Judge	1/1/87	\$ 52,023.67	\$ 52,023.67
2219	3/1/87	\$ 57,373.67	\$ 57,373.67
	1/1/88	\$ 61,389.83	\$ 61,389.83
Presiding Judge	1/1/87	\$ 58,096.47	\$ 58,096.47
A317	1/1/88	\$ 62,163.22	\$ 62,163.22

SECTION 2. The hereinabove noted position titles of Aide to the Mayor, Deputy Mayor, Mayor's Aide I, Mayor's Aide II, Mayor's Aide III, Court Administrator, Judge and Presiding Judge are to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbents employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

October 21, 1987

SECTION 3. The hereinabove position titles of Executive Secretary, Office of the Mayor and Personal Secretary, Office of the Mayor are to be considered as in the "confidential employee" class of positions with no official standard hours of work. Where necessary for the determination of vacation or sick pay or as necessary to meet the requirements of a computerized payroll system, the position may be assigned nominal standard hours of work. Notwithstanding the nominal standard hours of work, the individuals employed in these positions shall be responsible to complete their assigned duties and shall not be entitled to overtime or compensatory time.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez
Absent: Councilmen Branch, Villani.

President Martinez: The yeses are seven, the noes are none, and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Hensler Street as a one-way street.
(Hensler Street, Northbound, from Niagara Street to Wilson Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)
(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez
Absent: Councilmen Branch, Villani.

HEARINGS OF CITIZENS.

(For action on "Hearings of Citizens", see pages 13 and 14 in the minutes of this meeting.)

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. Resolution authorizing Councilman-at-Large Donald Tucker to retain the law firm of Brown & Brown, Attorneys-at-Law as Legal Counsel for the purpose of representing him in defense of litigation filed against him by the Board of Commissioners of the Newark Housing Authority.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne.

A lengthy discussion was held by the Members of the Municipal Council.

The motion to adopt the resolution failed of adoption by the following votes:

Yes: Councilmen Payne, Rice, Tucker, President Martinez.

No: Councilman Carrino.

Not Voting: Councilman Grant, Harris.

Absent: Councilmen Branch, Villani.

- 7-R-b. Resolution ratifying contract for period September 1, 1987 to October 21, 1987; further, authorizing Mayor to execute and enter into contract with Marilyn Berry Thompson, of The Keefe Company, 444 North Capital Street, Washington, D.C., for consulting lobbyists in Washington, D.C., for period October 22, 1987 to August 31, 1988, for \$82,000. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service"; pursuant to N.J.S.A. 40A:11-1 et seq.)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Chief of Staff Mattison and Marilyn Berry Thompson met with the Council October 20, 1987)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-c. Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Jobs Training Partnership Act (JTPA FY'88), \$645,485.; item available from New Jersey State Department of Labor, Employment and Training Administration.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Villani.

- 7-R-d. Resolution approving determination of Central Planning Board that City Tax Block 2080, Lots 41 and 43, 24-30 Rome Street, specifically described in the Report of Finding of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.) as amended. (Pursuant to Executive Order #PM870048, July 1, 1987)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Villani.

- 7-R-e. Resolution approving determination of Central Planning Board that City Tax Block 186, Lot 25, 89-91 Congress Street, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.) as amended. (Pursuant to Executive Order #PM870048, July 1, 1987)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Branch, Villani.

7-R-f.

Resolution approving determination of Central Planning Board that City Tax Block 2070, Lot 60, 63-69 Rome Street, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.) as amended. (Pursuant to Executive Order #PM870048, July 1, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-g.

Resolution approving determination of Central Planning Board that City Tax Block 2034, Lots 11 and 20, 23-27 Hensler Street, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.) as amended. (Pursuant to Executive Order #PM870048, July 1, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-h.

Resolution approving determination of Central Planning Board that City Tax Block 524, Lots 17, 27, 29, 31, 33 and 35, 2-34 Kearney Street/188-204 Broadway, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.) as amended. (Pursuant to Executive Order #PM870059, May 26, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-i.

Resolution approving determination of Central Planning Board that City Tax Block 3752, Lots 1, 2 and 48, 36-38 Evergreen Avenue/39 Ross Street, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.) as amended. (Pursuant to Executive Order #PM870048, July 1, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-j.

Resolution approving determination of Central Planning Board that City Tax Block 3011, Lots 45 and 47, 753-759 Clinton Avenue, specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.) as amended. (Pursuant to Executive Order #PM870059, May 26, 1987)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

October 21, 1987

7-R-k.

Resolution authorizing Corporation Counsel to accept repayment agreement in amount of \$7,350. from Ms. Geraldine McCall and execute all documents necessary to discharge demolition lien against 13 Fairmount Avenue, Block 1843, Lot 10, upon full payment of same by Ms. McCall; suit instituted by City of Newark in Superior Court of New Jersey, Chancery Division, Essex County, seeking to recover \$7,350. from Ms. Geraldine McCall for demolition of structure at 13 Fairmount Avenue; suit removed to Superior Court of New Jersey, Law Division.
(\$2,450. to be paid immediately, thereafter \$2,450. to be paid 12 months and 24 months from the signing of agreement.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-l.

Resolution authorizing Director of Finance to issue check in amount of \$5,500. payable to Maria Petrucelli and Suzanne E. Sherman, her attorney, upon receipt of all documents deemed necessary by Corporation Counsel; Ms. Petrucelli claims to have sustained personal injuries as result of negligence on part of City of Newark, its agents, servants and employees.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-m.

Resolution authorizing Director of Finance to issue check in amount of \$6,500. payable to Lula Mae Greene and Geltzeiler, Mandel, Berezin & Feinstein, her attorneys, 17 Academy Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit against City of Newark and Michael Salvato in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from alleged negligence of City of Newark and Michael Salvato. (Michael Salvato-\$2,000., City of Newark \$6,500., totalling \$8,500.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-n.

Resolution authorizing Director of Finance to issue check in amount of \$6,300. payable to Victor and Lisandra Almodovar and Pollan and Pollan, their attorneys, upon receipt of all documents deemed necessary by Corporation Counsel; instituted action in Superior Court of New Jersey, Law Division, Essex County, seeking damages for personal injuries allegedly sustained as result of automobile accident; Charles J. Philippe, defendant instituted third party action against City of Newark seeking indemnification and contribution from City as joint tort feisor; arbitration award of \$9,000. to Victor and Lisandra Almodovar with liability 30% - Mr. Philippe, 70% - City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-o.** Resolution indemnifying and holding Ironbound Children's Center harmless from all claims arising as result of providing health services to participants at Health Fair sponsored by Department of Health and Human Services, its employees and agents at Ironbound Children's Center, 317 Elm Street, Newark, on October 22, 1987.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-p.** Resolution authorizing Corporation Counsel and Tax Collector to enter into (partial Consent Orders to vacate foreclosure judgment with Federal Pacific Electric Co./Newark Housing Authority, Previous Owner of Record, for property 173-175 Avenue L, Block 5030, Lot 66, for amount of \$1,774.80; total arrearage sum due City of Newark plus Subsequent Year's taxes be paid in full on date of redemption. (In accordance with Ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-q.** Resolution authorizing Corporation Counsel and Tax Collector to enter into (partial Consent Order to vacate foreclosure judgment with The Conditioning Company, Previous Owner of Record, for property 47-49 Pierce Street, Block 2619, Lot 24. (Foreclosed in error) (In accordance with Ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-r.** Resolution authorizing Corporation Counsel and Tax Collector to enter into (partial Consent Order to Vacate foreclosure judgment with Pan Atlantic Shipping, Ltd., Previous Owner of Record, for property 288 Nye Avenue, Block 3090, Lot 40; in amount of \$7,877.51 total arrearage sum due City of Newark plus Subsequent Years' taxes were paid in full on date of redemption. (In accordance with Ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-s.** Resolution authorizing City Treasurer to refund to Elizabethtown Water Co., 1 Elizabethtown Plaza, Elizabeth, New Jersey, sum of \$964.20, now on record in the Division of Water Accounting and Customer Service, due to overpayment of \$1,188.07 on property 124 Summit Avenue, Elizabeth, March 4, 1987, Water Account No. 04-740-7000-00.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

October 21, 1987

- 7-R-t. Resolution approving rates for parking in the Military Park Underground Parking Garage determined by the Parking Authority of the City of Newark.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, and Ms. Elaine R. Getchius, Executive Director, Parking Authority of City of Newark to meet with the Council at their special conference October 27, 1987 was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.
- 7-R-u. Resolution ratifying agreement for period July 1, 1987 to October 21, 1987; further authorizing Business Administrator to renew agreement with Downtown Park Committee, for purpose of providing landscape maintenance to Washington Park, for period October 22, 1987 through June 30, 1988; term shall be automatically extended for ten successive periods of one year each unless cancelled or terminated by either party; no expenditure of municipal funds required. (Downtown Park Committee shall submit, within 30 days after execution of this agreement, a certificate of insurance for general liability for \$750,000. per person, \$1,500,000. per occurrence and \$100,000. per occurrence for property damage liability arising out of and during term of renewal period.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, Director of General Services Lopez and President Greco, Downtown Park Committee to meet with the Council at their pre-meeting conference November 4, 1987 was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.
- 7-R-v. Resolution authorizing Mayor to file application for receipt of funds through the Job Training Plan under the Job Training Partnership Act for program year 1987, in amount of \$180,075.-3% Older Worker; \$217,964.-Title III; \$247,446.-NJJP, totalling \$645,485., for period June 1, 1987 through June 30, 1988.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.
- 7-R-w. Resolution approving Constable Bond in the amount of \$1,000. issued to Thomas D. Brodie, as to form, amount and sufficiency.**
- A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.
- 7-R-x. Resolution authorizing Tax Collector to cancel of record Omitted Taxes assessed, in error, for two months of 1982, in amount of \$16,742.92, for Fairmount Central Urban Renewal Corp., for property 478-492 Central Avenue, Block 1830, Lot 1, property granted tax abatement pursuant to Resolution 7-R-d, December 15, 1965**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-y.** Resolution posthumously recognizing and commending the outstanding achievements of the late John P. Caufield, former State Senator and Fire Director for the City of Newark, on the occasion of the dedication of the "Senator John P. Caufield Memorial Building" to be held on October 28, 1987.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-z.** Resolution recognizing and commending Mr. Leon Lumpkins, Director, Arranger and Accompanist for the Famous Gospel Clefs, for his outstanding contributions to the field of gospel music.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-ba.** Resolution recognizing and commending Mr. Robert W. Lee, President of the International Boxing Federation/United States Boxing Association, on the occasion of his induction into the New Jersey Boxing Hall of Fame on November 13, 1987.

(For action on this resolution, see page 2 in the minutes of this meeting.)

- 7-R-bb.** Resolution recognizing and commending The Newark Museum on the occasion of a Reception and Preview of the New South Wing and Education Center on October 14, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-bc.** Resolution authorizing Director of Engineering to apply for extension of time, from the State of New Jersey, Transportation Department, Bureau of Local Aid, to complete Raymond Boulevard Project-\$80,250., South Street Project-\$110,000., North Munn Avenue and Osborne Terrace Project-\$95,000. (City unable to meet schedule to commit funds due to street work performed by Public Service Electric and Gas Co.) (Street Resurfacing Projects)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-bd. (A.S.)** Resolution recognizing and commending Reverend Jeremiah Ford, Pastor, of the Mount Herman Baptist Church on the occasion of his 20th Pastoral Anniversary celebrated on October 18, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-be.
(A.S.) Resolution authorizing transfer of Emergency Jobs Bill from Clearance, Manufactured Housing, Other Expenses to Salaries and Wages - \$983.; from Clearance Manufactured Housing, Other Expenses to Team Demolition Services, Other Expenses - \$781,512.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-bf.
(A.S.) Resolution recognizing and commending Lawrence Hamm, State Chairman of the Progressive Rainbow Coalition of New Jersey, for his outstanding leadership in coordinating the 1987 New Jersey Delegation to the Rainbow Coalition Convention held in Raleigh, North Carolina.

(For action on this resolution, see page 1 in the minutes of meeting.)

- 7-R-bg.
(A.S.) Resolution designating October 23, 1987, as United Nations Day in the City of Newark and calling on all Citizens to participate in activities in support of the World Organization and its quest for Peace.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-bh.
(A.S.) Resolution recognizing and commending the Hispanic Law Enforcement Society on the grand occasion of its 14th Anniversary Dinner-Dance on Sunday, October 25, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-bi.
(A.S.) Resolution recognizing and commending 17-year-old Angela Kociolek of Newark on occasion of being selected as "Miss Polonia" in the Annual Pulaski Day Parade.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-bj.
(A.S.) Resolution recognizing and commending Julio Balde, Scoutmaster, Troop 102, on his 50th anniversary of his involvement with Scouting and 45 as founder of Troop 102, B.S.A.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-bk.
(A.S.) Resolution recognizing and commending Daria Vurchuk for designing the winning Fire Prevention Poster in the Firemen's Mutual Benevolent Association, Local No. 4's contest during Newark's Fire Prevention Week, October 4 - 10, 1987.

(For action on this resolution, see pages 1 and 2 in the minutes of this meeting.)

- 7-R-bl.
(A.S.) Resolution recognizing and commending La Casa de Don Pedro, Inc., on the occasion of its 15th Anniversary and declaring October 21, 1987 as "The International Senior Day" within the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-bl-1. Resolution recognizing and commending La Casa de Don Pedro, Inc. on the grand**
(A.S.) occasion of its 15th Anniversary.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
 Absent: Councilmen Branch, Villani.

- 7-R-bm. Resolution recognizing and commending the Ironbound Little League on the occasion**
(A.S.) of its 38th Annual Awards Dinner on October 23, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
 Absent: Councilmen Branch, Villani.

- 7-R-bn. Resolution recognizing and commending Dr. Julio Vasconcelos on his appointment**
(A.S.) as Portuguese Consul for the States of New Jersey and Pennsylvania.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
 Absent: Councilmen Branch, Villani.

- 7-R-bo. Resolution recognizing and commending the members of Newark's East Side High School**
(A.S.) Class of 1937 on the occasion of their 50th Year Reunion on Saturday, October 31, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
 Absent: Councilmen Branch, Villani.

- 7-R-bp. Resolution recognizing and commending Jaime Bossany of Brick Township on the**
(A.S.) occasion of her 18th Birthday celebrated on November 14, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
 Absent: Councilmen Branch, Villani.

- 7-R-bq. Resolution authorizing Business Administrator to execute Bargain and Sale**
(A.S.) Deeds for properties sold at public auctions held September 28, 1987, September 29, 1987, September 30, 1987 and October 1, 1987, listed on attached Exhibits A, B, C, and D for the sum of \$5,114,600., to the highest bidders, pursuant to Executive Order No. PM870055, issued September 3, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)
 (Second Meeting)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
 Absent: Councilmen Branch, Villani.

- 7-R-br. Resolution ratifying contract for period October 6, 1987 to October 21, 1987;**
(A.S.) further authorizing Director of Development to enter into and execute contract with Newark Day Care Council Inc., a New Jersey Non-Profit Corporation, for purpose of exterior rehabilitation of 447 Eighteenth Avenue, to eliminate blight and provide services to low income families, for period October 22, 1987 to October 5, 1988, for total sum of \$58,000.; funds provided from H.C.D.A. FY XIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
 Absent: Councilmen Branch, Villani.

380

7-R-bs.
(A.S.)

Resolution ratifying contract for period October 6, 1987 to October 21, 1987; further authorizing Director of Development to enter into and execute contract with Newark Community School of Arts, Inc., a New Jersey Non-Profit Corporation, for purpose of rehabilitating 89 Lincoln Park to provide art and music instruction to residents residing in low and medium areas throughout City of Newark, for period October 22, 1987 to October 5, 1988, for total sum of \$75,000.; funds provided from H.C.D.A. FY XIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-bt.
(A.S.)

Resolution ratifying contract for period October 6, 1987 to October 21, 1987; further authorizing Director of Development to enter into and execute contract with Newark Day Center, Inc., a New Jersey Non-Profit Corporation, for purpose of rehabilitating child care classrooms to provide educational and social services to pre-school age children residing in low and moderate income areas throughout City of Newark, for period October 22, 1987 to October 5, 1988, for total sum of \$25,000.; funds provided from H.C.D.A. FY XIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-bu.
(A.S.)

Resolution ratifying contract for period October 6, 1987 to October 21, 1987; further authorizing Director of Development to enter into and execute contract with Ironbound Educational and Cultural Center Inc., a New Jersey Non-Profit Corporation, for purpose of continuing rehabilitation of 184 Edison Place, to use as cultural center for residents residing in low and moderate income areas of East Ward, for period October 22, 1987 to October 5, 1988, for total sum of \$50,000.; funds provided from Community Development Block Grant FY XIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-bv.
(A.S.)

Resolution ratifying contract for period October 6, 1987 to October 21, 1987; further authorizing Director of Development to enter into and execute contract with Roseville Coalition Inc., a New Jersey Non-Profit Corporation/West Ward Rehabilitation Program, for purpose of rehabilitating owner-occupied housing units in Newark's West Ward, for period October 22, 1987 to October 5, 1988, for total sum of \$100,000.; funds provided from H.C.D.A. FY XIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-bw.
(A.S.)

Resolution ratifying contract for period October 6, 1987 to October 21, 1987; further authorizing Director of Development to enter into and execute contract with Boy's and Girl's Club of Newark, Inc., a New Jersey Non-Profit Corporation, for purpose of Phase III of rehabilitation of 161 Littleton Avenue, to provide youth development services to youth residing in low and moderate income areas of West Ward, for period October 22, 1987 to October 5, 1988, for total sum of \$100,000.; funds provided from H.C.D.A. FY XIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-bx.
(A.S.)

Resolution ratifying contract for period October 6, 1987 to October 21, 1987; further authorizing Director of Development to enter into and execute contract with International Youth Organization Inc., a New Jersey Non-Profit Corporation, for purpose of rehabilitation of 695-697 South 11th Street, to provide varied program of positive activities in structured environment to low-income youth residing in the Clinton-Hill, West Side neighborhood, for period October 22, 1987 to October 5, 1988, for total sum of \$100,000.; funds provided from H.C.D.A. FY XIII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-by.
(A.S.)

Resolution ratifying contract for period October 6, 1987 to October 21, 1987; further authorizing Director of Development to enter into and execute contract with Saint Ann's Bilingual Learning Center Inc., a New Jersey Non-Profit Corporation/ Alternate High School, for purpose of rehabilitation of 304 South 12th Street, to service low income Newark students, for period October 22, 1987 to October 5, 1988, for total sum of \$50,000.; funds provided from H.C.D.A. FY XIII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-bz.
(A.S.)

Resolution ratifying contract for period October 6, 1987 to October 21, 1987; further authorizing Director of Development to enter into and execute contract with Newark Economic Development Corporation, Inc., a New Jersey Non-Profit Corporation, for performance of Administrative Services in Conjunction with Commercial and Economic Development programs pursuant to Title I eligibility guidelines, for period October 22, 1987 to October 5, 1988, for total sum of \$980,000.; funds provided from Community Development Block Grant FY XIII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-ca.
(A.S.)

Resolution ratifying contract for period October 6, 1987 to October 21, 1987; further authorizing Director of Development to enter into and execute contract with Black Youth Organization Inc./Chad School, a New Jersey Non-Profit Corporation, for purpose of Phase II Rehabilitation of Saint Antoninus Church School to house 500 Students from low and moderate income families, for period October 22, 1987 to October 5, 1988, for total sum of \$50,496.; funds provided from Community Development Block Grant FY XIII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-cb.
(A.S.)

Resolution ratifying contract for period October 6, 1987 to October 21, 1987; further authorizing Director of Development to enter into and execute contract with Y.M.W.C.A. of Newark and Vicinity Inc., a New Jersey Non-Profit Corporation, for purpose of renovating youth locker rooms to provide services for youth from low and medium income families, for period October 22, 1987 to October 5, 1988, for total sum of \$25,000.; funds provided by H.C.D.A. FY XIII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

385

7-R-cc.
(A.S.)

Resolution ratifying contract for period October 6, 1987 to October 21, 1987; further authorizing Director of Development to enter into and execute contract with Coalition Six, Inc., a New Jersey Non-Profit Corporation, to provide administrative funds for Home Improvement Program, for period October 22, 1987 to October 5, 1988, for total sum of \$50,000.; funds provided by H.C.D.A. FY XIII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-cd.
(A.S.)

Resolution recognizing and commending Ms. Tonya Smith, Assistant Corporation Counsel, Department of Law for her outstanding service to the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-ce.
(A.S.)

Resolution designating October 28, 1987 as "Frankie Valli Day" in the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-cf.
(A.S.)

Resolution authorizing Mayor to enter into grant agreement with New Jersey Department of Community Affairs to utilize Municipal Public Safety Act of 1987 (MPSA), P.L. 87, c.78 (Entitlement period January 1, 1987 - December 31, 1987) in amount of \$634,847.54 which must be utilized for expenditures associated with employment and maintenance of full-time police officers regularly assigned to uniformed patrol duties.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-cg.
(A.S.)

Resolution appointing James Patrick as a Special Police Officer, for term commencing immediately and ending December 31, 1987; Special Police Officer appointed herein shall be required to pay fee of \$100. to defray City's administrative cost and cost of training.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-ch.
(A.S.)

Resolution endorsing the march and rally against apartheid in South Africa and support for social justice in the State of New Jersey to be held on November 7, 1987 in New Brunswick, New Jersey.

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-R-ci.
(A.S.)

Resolution supporting the efforts of Ogden-Allied Services, based at La Guardia International Airport to retain its contract with Continental Airlines and to keep employed 65 Skycaps providing service at Newark International Airport.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

- 7-R-cj. Resolution recognizing and commending the Officers of City of Newark Softball
(A.S.) League for their leadership in organizing and coordinating a very successful 1987 season.

(For action on this resolution, see page 2 in the minutes of this meeting.)

MOTIONS.

- 7-M-a. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. MARY WORTHY, SISTER OF MS. MATTIE BOOKER was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.
- 7-M-b. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DAVID THOMPSON, SON OF MS. CAROLYN WALLACE was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.
- 7-M-c. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF JUDITH SUSIE WALDEN, MOTHER-IN-LAW OF OSCAR JAMES was made by Councilman Grant, Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.
- 7-M-d. A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, CORPORATION COUNSEL GRANT, AND DIRECTOR OF LAND USE CONTROL MC LUCAS TO MEET WITH THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS EXPANSION OF ENFORCEMENT OF SUMMONS ISSUED BY LAND USE INSPECTORS was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Payne, Harris, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.
- 7-M-e. A MOTION DIRECTING THE CITY CLERK TO INVITE MAYOR SHARPE JAMES, BUSINESS ADMINISTRATOR MONTEILH AND DIRECTOR OF DEVELOPMENT LUCAS TO MEET WITH THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS THE FEASIBILITY OF UTILIZING COMMUNITY DEVELOPMENT FUNDS TO BUILD PRE-FAB HOUSING WITHIN THE CITY OF NEWARK was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.
- 7-M-f. A MOTION SUPPORTING THE STATE OF NEW JERSEY SPORTS AND EXPOSITION AUTHORITY IN THEIR NOTEWORTHY EFFORTS TO URGE NEW JERSEY RESIDENTS TO VOTE FAVORABLY FOR THE NEW JERSEY BASEBALL STADIUM BOND ACT OF 1987 was made by Councilman Harris, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-M-g.

A MOTION EXPRESSING THE NEWARK MUNICIPAL COUNCIL'S AGREEMENT WITH THE SECRETARY - GENERAL OF THE UNITED NATIONS AND THE EXECUTIVE DIRECTOR OF THE UNITED NATIONS CHILDREN'S FUND IN THEIR PRAISE OF THE LATE ENTERTAINER DANNY KAYE, AMBASSADOR-AT-LARGE TO THE CHILDREN OF THE WORLD AND ADVOCATE EXTRAORDINAIRE FOR THE UNITED NATIONS was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

7-M-h.

A MOTION REQUESTING THAT ESSEX COUNTY CLEAN BOTH SIDES OF PARK AVENUE FROM ROSEVILLE AVENUE TO NORTH 14TH STREET was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez
Absent: Councilmen Branch, Villani.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a

The City Clerk presented Communication from Business Administrator Monteilh, received October 7, 1987, enclosing proposed "Ordinance to amend and supplement Title 13A, Administration and Regulation of Solid Waste, Chapter 6, Disposal Facilities and Illegal Dumping, Section 4, owner to maintain premises free of litter, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 4, 1987 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received October 7, enclosing proposed "Ordinance to amend Title 11B, Flood Damage Protection, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, (To provide revisions required by the Federal Emergency Management Agency.)"

(Will permit City to remain eligible for the National Flood Insurance)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 4, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received October 7, 1987, enclosing proposed "Ordinance to amend and supplement Title 13A, Administration and Regulation of Solid Waste, Chapter 4, Collection and Disposal, Section 1, Definitions and Section 10, Receptacles, Time of Placing and Removing, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require owners to regulate the placing and removal of receptacles."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 4, 1987 Agenda of the Municipal Council for first reading was made by Councilman Harris, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received October 8, 1987, enclosing proposed "Ordinance approving the sale of premises commonly known as 239-241 South Orange Avenue, Block 261, Lot 56, to the New Jersey Housing and Mortgage Finance Agency pursuant to the provisions of N.J.S.A. 40A:12-13(b)." (\$70,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Director of Development Lucas met with the Council October 20, 1987)

A motion directing the City Clerk to place this ordinance on the November 4, 1987 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by President Martinez and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

8-e.

The City Clerk presented Proposed "Ordinance to amend Article 3, Title 20, Chapter 2, Section 12 of the Revised Ordinances of the City of Newark, New Jersey, (1966) as amended and supplemented (To increase reward up to \$5,000. to persons providing information leading to the detection and apprehension of any person found guilty of violating N.J.S.A. 2C:17-1)

(For action on this item, see Ordinance 6-F-s (A.S.) on page 12 in the minutes of this meeting.)

8-f.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received October 14, 1987, enclosing proposed "Ordinance granting approval for air rights to the Gateway South Urban Renewal Association to construct and maintain at its own expense a pedestrian bridge over Market Street from the southerly wall of the "Gateway III Parking Garage" to the northerly wall of the "Gateway South Parking Garage".

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 4, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

8-g.
(A.S.)

The City Clerk presented Communication from Business Administrator received October 19, 1987, enclosing proposed "Ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the South Ward Industrial Park Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-t (A.S.) on page 12 in the minutes of this meeting.)

8-h.
(A.S.)

The City Clerk presented Proposed "Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987, on property owned by First Zion Hill Baptist Church and located at 287 Goldsmith Avenue, Block 3718, lot 34, Newark, New Jersey."

(\$2,489.02 plus applicable fees and interest for the year 1986; \$2,572.44 plus applicable fees and interest for the year 1987. Failed to file continuing statement for tax exemption status)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance, see Item 6-F-u (A.S.) on pages 12 and 13 in the minutes of this meeting.)

8-i.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend and supplement Title 15, Housing, by enacting Article 10, Window Guards, in Chapter 4, Dwelling; Responsibility of Owner and Operator for General Maintenance; and creating a new Section 35, entitled, Window Guards Required, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented."
(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 4, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Harris and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

Earlier in the meeting, after Ordinance 6-F-u, a motion to consider Item 8-j (A.S.) at this time was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

8-j.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend Title 4, Alcoholic Beverages, Chapter 2, Licenses, Section 12, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Changing notice to property owners residing within 200 feet to 1,000 feet of an ABC License.)

A lengthy discussion was held by the Members of the Municipal Council.

A motion directing the City Clerk to place this ordinance on the November 4, 1987 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

PENDING BUSINESS ON THE CALENDAR.

9-a.
(A.S.)

Communication from Business Administrator Monteilh, received March 9, 1987, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Malvern Street."

(Malvern Street, North side, beginning at the westerly curblin of Pulaski Street and extending 90 feet westerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval not required by Commissioner of Transportation)

(For action on this item, see Ordinance 6-F-v (A.S.) on page 13 in the minutes of this meeting.)

October 21, 1987

390

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from September 29, 1987 to October 9, 1987:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Residents for Community Action	9653 (Amended)
St. Michael's Seton Library Guild	9733 (Amended)

RAFFLE LICENSES

United States Olympic Committee for New Jersey	9744 (Amended)
Columbus Hospital	9812
A. B. Roy Foundation	9813
Portuguese American Scholarship Foundation	9814
Our Lady of Mount Carmel Church	9815
Our Lady of Fatima Church	9816
Boys and Girls' Clubs of Newark, Inc.	9817

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
Absent: Councilmen Branch, Villani.

This meeting adjourned at 12:20 A. M., Thursday, October 22, 1987.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

Newark, New Jersey, November 4, 1987

391

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:20 P.M.

City Clerk Marasco announced due to the absence of President Martinez, he would entertain a motion to elect a Temporary President.

A motion to elect Councilman Ralph T. Grant, Jr., Temporary President was made by Councilwoman Villani, seconded by Councilman Rice.

There were no further nominations.

The motion to elect Councilman Ralph T. Grant, Jr., Temporary President was adopted by the following votes:

Yes: Councilmen Branch, Grant, Rice, Tucker, Villani.

Absent: Councilmen Carrino, Harris, Payne, President Martinez.

The audience arose for the National Anthem.

The invocation was offered by Reverend J. S. Lonsinger, Third United Presbyterian Church.

Temporary President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Rice, Tucker, Villani, Temporary President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Audrey Davidson, Lieutenant Detective James Reed, Sergeant-At-Arms
Absent: Councilmen Carrino, Harris, Payne, President Martinez.

(Councilmen Carrino and Payne arrived 1:45 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council."

A motion to consider Motion 7-M-a at this time was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:
Yes: Councilmen Branch, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilmen Carrino, Harris, Payne, President Martinez.

7-M-a.

A MOTION CONGRATULATING SENATOR RONALD L. RICE ON HIS RE-ELECTION AS STATE SENATOR OF THE 28TH DISTRICT was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilmen Carrino, Harris, Payne, President Martinez.

A motion to consider Resolution 7-R-cz (A.S.) adopted October 7, 1987 was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilmen Carrino, Harris, Payne, President Martinez.

Resolution recognizing and commending various community leaders for organizing the Newark contingent and coordinating the logistics for the successful conduct of the "First Annual New Jersey State Symposium on Programs for the Black Aging" which was held on September 9, 1987.

Councilman Tucker, on behalf of the Members of the Municipal Council, presented Ms. Wilnora Holman with a suitably inscribed resolution.

Ms. Holman thanked the Members of the Municipal Council for this commendation.

A motion to consider Resolution 7-R-cq (A.S.) at this time was made by Councilman Branch, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilmen Carrino, Harris, Payne, President Martinez.

7-R-cq.
(A.S.)

Resolution recognizing and commending the participants and staff of the Essex County College Upward Bound Program for their achievements in attaining academic excellence.

A motion to adopt the resolution was made by Councilman Branch, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilmen Carrino, Harris, Payne, President Martinez.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to the participants of this program.

Mr. Larry Davis, on behalf of the participants of this program, thanked the Members of the Municipal Council for presenting them with this resolution.

A motion to consider Resolution 7-R-bi (A.S.) adopted October 21, 1987 was made by Temporary President Grant, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilmen Carrino, Harris, Payne, President Martinez.

Resolution recognizing and commending 17 year old Angela Kociolek of Newark on the occasion of being selected as "Miss Polonia" in the Annual Pulaski Day Parade.

Temporary President Grant, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Ms. Kociolek.

Ms. Kociolek thanked the Members of the Municipal Council for presenting this resolution to her.

A motion to consider Resolution 7-R-bl-1 (A.S.) adopted October 21, 1987 was made by Councilwoman Villani, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilmen Carrino, Harris, Payne, President Martinez.

Resolution recognizing and commending La Casa De Don Pedro, Inc. on the grand occasion of its 15th Anniversary.

Temporary President Grant, on behalf on the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Ramon Rivera.

Mr. Rivera thanked the Council for this recognition and expressed his hopes that he would be here to celebrate the 25th anniversary of his work with La Casa De Don Pedro.

A motion to consider Resolution 7-R-bz (A.S.) at this time was made by Councilman Branch, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilmen Carrino, Harris, Payne, President Martinez.

7-R-bz.
(A.S.)

Resolution recognizing and commending Reverend John G. Ragin, Pastor of St. Luke's African Methodist Episcopal Church for his forty years of dedicated service to the Church, its congregation and the Newark Community.

A motion to adopt the resolution was made by Councilman Branch, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilmen Carrino, Harris, Payne, President Martinez.

Temporary President Grant, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Reverend Ragin.

Reverend Ragin expressed his appreciation to the Members of the Municipal Council for honoring him.

A motion to consider Resolution 7-R-cb (A.S.) at this time was made by Councilman Rice, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilmen Carrino, Harris, Payne, President Martinez.

7-R-cb.
(A.S.)

Resolution recognizing and commending the Police Athletic League Karate Team for its outstanding achievements at the All American USA Karate Federation Championships held on October 10-11, 1987 at the Dunn Sports Center in Elizabeth, New Jersey.

A motion to adopt the resolution was made by Councilman Rice, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilmen Carrino, Harris, Payne, President Martinez.

Councilman Rice, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to the members of the Karate Team.

Mr. Keven Walker, on behalf of his Team, accepted this commendation and thanked the Council for this resolution.

(Councilmen Carrino and Payne arrived 1:45 P.M.)

A motion to consider Resolution 7-R-cp(A.S.) at this time was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilmen Harris, President Martinez.

7-R-cp.
(A.S.)

Resolution recognizing and commending the Members of the Police Athletic League Track Team for their outstanding athletic achievements during the International Meet of Champions held July 31 - August 2, 1987, in Chicago, Illinois.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilman Harris, President Martinez.

Councilman Tucker, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to the members of the Track Team.

Mr. Rajon Irby, on behalf of the Members of the Track Team, thanked the Members of the Municipal Council for this honor.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-North, held September 17, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 4-b. The City Clerk*presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-South, held September 17, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 4-c. The City Clerk presented Copy of Minutes of Meeting of the Housing Authority of the City of Newark, held September 17, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 4-d. The City Clerk presented Copy of Minutes of Meeting of the Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark held September 17, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 4-e. The City Clerk presented Copy of Minutes of Meeting of Essex County Solid Waste Advisory Council, held September 22, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

Temporary President Grant called for ordinances on first reading.

- 6-F-a. The City Clerk read An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.

(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Temporary President Grant, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

6-F-b.

The City Clerk read An ordinance amending 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street.

(Deleting: Blanchard Street, both sides, beginning 2180 feet north of the northerly curblin of Raymond Boulevard to its terminus.

Adding: Blanchard Street, both sides, beginning at the northerly curblin of Raymond Boulevard extending 600 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Temporary President Grant, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

6-F-c.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Irvine Turner Boulevard as a one-way Street.

(Irvine Turner Boulevard: Southbound, from Clinton Avenue to West Runyon Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Temporary President Grant, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

6-F-d.

The City Clerk read An ordinance amending Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Elm Street.

(Elm Street: From McCarter Highway to Mulberry Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Temporary President Grant, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

November 4, 1987

6-F-e.

The City Clerk read An ordinance amending Sections 23:5-2, 23:5-4 and 23:5-6, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Clinton Avenue.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Temporary President Grant, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

6-F-f.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Woodside Avenue and Delavan Avenue as one-way streets.

(Delavan Avenue: Westbound, from Summer Avenue to Woodside Avenue

Woodside Avenue: Northbound, from Delavan Avenue to Elwood Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Temporary President Grant, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

6-F-g.

The City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Clinton Avenue - Fabyan Place South 18th Street.

(Intersection: Clinton Avenue - Fabyan Place - South 18th Street.

Right Turn on Red Prohibition: All Right Turns.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Temporary President Grant, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

6-F-h.

The City Clerk read An ordinance to amend and supplement Title 13A, Administration and Regulation of Solid Waste, Chapter 6, Disposal Facilities and Illegal Dumping, Section 4, owner to maintain premises free of litter, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

November 4, 1987

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 16, 1987.

6-F-i.

The City Clerk read An ordinance to amend Title 11B, Flood Damage Protection, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, (To provide revisions required by the Federal Emergency Management Agency.)

(Will permit City to remain eligible for the National Flood Insurance)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 16, 1987.

6-F-j.

The City Clerk read An ordinance to amend and supplement Title 13A, Administration and Regulation of Solid Waste, Chapter 4, Collection and Disposal, Section 1, Definitions and Section 10, Receptacles, Time of Placing and Removing, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require owners to regulate the placing and removal of receptacles.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 16, 1987.

6-F-k.

The City Clerk read An ordinance approving the sale of premises commonly known as 239-241 South Orange Avenue, Block 261, Lot 56, to the New Jersey Housing and Mortgage Finance Agency pursuant to the provisions of N.J.S.A. 40A:12-13(b). (\$70,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Development Director Lucas met with Council October 20, 1987)

November 4, 1987

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 16, 1987.

6-F-1.

The City Clerk read An ordinance granting approval for air rights to the Gateway South Urban Renewal Association to construct and maintain at its own expense a pedestrian bridge over Market Street from the southerly wall of the "Gateway III Parking Garage" to the northerly wall of the "Gateway South Parking Garage".

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Temporary President Grant, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 16, 1987.

6-F-m.

The City Clerk read An ordinance to amend and supplement Title 15, Housing, by enacting Article 10, Window Guards, in Chapter 4, Dwelling; Responsibility of Owner and Operator for General Maintenance; and creating a new Section 35, entitled, Window Guards Required, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 16, 1987.

6-F-n.

The City Clerk read An ordinance to amend Title 4, Alcoholic Beverages, Chapter 2, License, Section 12 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Changing notice to property owners residing within 200 feet to 1,000 feet of an ABC license.)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 16, 1987.

A motion to consider Item 8-J (A.S.) on Ordinances on First Reading was made by Temporary President Grant, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

6-F-o.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To create the title Superintendent of Public Property in the Department of General Services.

(Superintendent of Public

Property (40 Hours) 1 7/1/87 \$26,244.70 - \$31,900.41)

(Creating title of Superintendent of Public Property in Department of General Services to replace current position title of Chief, Division of Public Buildings; incumbent in latter title will be appointed to this new position. No net increase in number of positions; newly created position will be represented by AFSCME Local 2297; fiscal impact-1987-\$1,250.; title Chief, Division of Public Buildings, cannot be abolished by ordinance to permit the employee to retain his permanent civil service status as well as his longevity pay.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Temporary President Grant, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 16, 1987.

Several Members of the Municipal Council noted that Heavyweight Champion Mike Tyson visited Barringer, West Side and East Orange High Schools urging the young men and women to say "No to Drugs and Yes to Life."

Councilman Payne, through the chair, welcomed Councilman George Branch back and wished him continued good health.

At a later time in the meeting, after Item 8-h, a motion to consider Item 8-i on Ordinances on First Reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

6-F-p.

The City Clerk read An ordinance to amend Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto a new Chapter 8, Certificate of Occupancy, required for the sale, transfer, conveyance of residential property.

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 16, 1987.

November 4, 1987

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

Temporary President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title Two, Administration, Chapter Two, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To establish a Commercial Development Advisory Council in the Office of the Mayor).

WHEREAS, the City of Newark requires the maximum degree of cooperation and interaction between its public and private sectors to insure that its policy formulation and planning processes will provide comprehensive and expeditious support to the commercial health of its business districts in general, and, in particular, to its Central Business District, and

WHEREAS, significant improvements and efficiencies to the processes by which commercial growth and revitalization are serviced will be effectuated if public and private sector resources are coordinated and utilized to support a common agenda for encouraging and supporting Newark's base of commerce, and

WHEREAS, in order to foster the economic and commercial resurgence of the City and to promote Newark's revitalization and growth potential, it is in the best interest of the City of Newark to initiate and sustain a viable working partnership between the public and private sectors;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. There is hereby established in the Office of the Mayor a council to be known as the "Commercial Development Advisory Council" which shall be comprised of representatives from both the public and private sectors to be appointed as described herein, and shall be responsible for supporting an environment for commercial growth and revitalization that will be based on prudent policies and professional planning. The Council shall serve to:

- (a) formulate and develop policies, plans and programs intrinsic to the sound commercial growth and revitalization of the city and to present such policies, plans and programs to the Mayor and Municipal Council for review and approval;
- (b) function in an advisory capacity to the Mayor, Municipal Council and the city's Central Planning Board on matters of commercial development policy;
- (c) provide the tools and systems that will contribute to expeditious, sound and strong growth;
- (d) provide a scheduled and structured forum to encourage productive interaction between public and private sector leaders on matters of commerce;
- (e) provide resources and support for examining potential areas of cooperation between the public and private sector that would result in an improved level and quality of services to the Central Business District;
- (f) to encourage and coordinate all efforts to more effectively market Newark's attractiveness as a center for commerce to regional, national and international business and developers;

November 4, 1987

- (g) provide for a coordinated effort by the private sector to assist the public sector in the design and development of innovative financial and management tools that would produce an increased level of commerce in the city's neighborhoods;
- (h) provide for a joint endeavor of the professional staffs of both the public and private sectors to undertake a full-time commitment to ensuring that Newark's transit and parking needs are being aggressively and effectively planned for and financed at all levels of government;
- (i) officially represent the city on commerce-related matters with a special emphasis on marketing Newark as a commerce growth center;
- (j) establish task forces and committees in concert with the Deputy Mayor for Commerce and Economic Development as the need warrants and shall have the authority to accept all recommendations and advisories developed by its task forces and/or committees.

The Commercial Development Advisory Council shall consist of 10 members as follows: the Mayor and President of the Municipal Council as members ex officio; two members of the community and three members of the Greater Newark Chamber of Commerce to be appointed by the Mayor with the advice and consent of the Municipal Council; the Chairman of the Newark Economic Development Corporation; the Chairman of Renaissance Newark, Inc.; and the Chairman of the Central Planning Board. The Mayor shall designate a member to preside over the council as chairman, who shall serve, as such, at the pleasure of the Mayor. The Mayor shall be chairman ex officio and may preside in the absence of the chairman. The members of the council shall serve, as such, without compensation.

A regular meeting of the Commercial Development Advisory Council shall be held at least once in every month at a time to be fixed by the members of the council. Special meetings shall be at the call of the chairman or the chairman ex officio.

The powers and functions of the Commercial Development Advisory Council shall be advisory only and shall in no way be construed as a delegation of the authority vested by law in any of the offices or officers of the City.

SECTION 2. The Mayor shall, through the business administrator and the department directors, make and cause to be made, to the extent necessary for the needs of the Commercial Development Advisory Council, the services of municipal personnel, from among the municipal officers and employees.

SECTION 3. All prior ordinances or parts thereof which are inconsistent with the provisions hereinabove set forth are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

November 4, 1987

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor" (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create certain position titles in the Department of Engineering).

(Change in title for two employees due to Civil Service Reclassification. Previous titles are common and other employees are serving in same. Titles represented by Building Trades Bargaining Committee. Fiscal impact will result in savings because salary ranges are lower than present ones.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented, be amended to create certain position titles, as follows, to wit:

POSITION

Compressor Operator	(1)	1/1/87	\$19,840.88 - \$20,791.29 - \$21,741.70
1327 (40 Hrs.)		1/1/88	20,832.92 - 21,830.85 - 22,828.79
		1/1/89	21,978.73 - 23,031.55 - 24,084.37
Maintenance Repairer (Mason)		1/1/87	\$6.02 - \$6.48 - \$7.12
2367 (40 Hrs.)	(1)	1/1/88	6.44 - 6.93 - 7.62
		1/1/89	6.86 - 7.38 - 8.12

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor" (6-S & F-n) adopted May 4, 1977 as amended and supplemented (To create the title of "Data Processing Systems Programmer" in the Department of Engineering).

(Title created in Department of Engineering. Represented by Essex Council #1, Civil Service Association. Funds in 1987 budget in amount of \$18,108.)

November 4, 1987

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented, be amended to create the title, as follows, to wit:

POSITION

Data Processing Systems Programmer (1) \$24,421.68 - \$29,382.97
5252 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey" (6-S & F-bf) adopted November 22, 1966. (To adjust salaries) (\$1,000. increase for 1985 for Deputy Fire Chief and Chief of Fire Signal System Maintenance and Construction. Not represented by any bargaining unit. Fiscal impact \$19,000.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an Ordinance entitled, "An Ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey", (6S&Fbf) adopted November 22, 1966 and amendments thereto be and the same is hereby amended by adjusting the salary ranges as follows, to wit:

November 4, 1987

<u>POSITION</u>	<u>NO. OF POS.</u>	<u>EFPEC. DATE</u>	<u>ANN. MIN. SALARY</u>	<u>MIDDLE STEP</u>	<u>ANN. MAX. SALARY</u>
Deputy Fire Chief 1506	18	1/1/85	39,487.96	40,647.87	41,818.71
Chief of Fire Signal System Maintenance and Construction A091	1	1/1/85	38,011.18	39,054.01	40,106.47

SECTION 2. The hereinabove noted positions are to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbents employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a forty-two (42) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, annual minimum and annual maximum salaries therefor which are inconsistent herewith, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986 as amended and supplemented (To create the title of Supervisor, Demolition and to abolish the title of Demolition Foreman in the Department of Development)

(Title change due to Civil Service Reclassification. Old title being abolished. Represented by Local 2297 A.F.S.C.M.E. (Supervisors))

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled "An ordinance creating positions in the Department of Development" (6S&Fz) adopted July 16, 1986 as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Supervisor, Demolition (1) \$19,886.42 - \$24,172.76
6910 (40 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to delete the following title and title code, as follows, to wit:

POSITION

Demolition Foreman
A137 (40 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Supervisor, Plumber and to abolish the title of Plumber Foreman in the Department of Engineering). (Title change due to Civil Service Reclassification. Old title being abolished. Represented by Local 2297 A.F.S.C.M.E. (Supervisors))

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Supervisor, Plumber
6446 (40 Hrs.)

\$26,716.11 - \$29,151.41

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the title, as follows to wit:

POSITION

Plumber Foreman
2700 (40 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 13A:4-4 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To amend Title 13A:4-4, Private Collectors; License Required; Prerequisite as to vehicles and equipment)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 13A:4-4 of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended to read in its entirety as follows:

(a) Each person desiring to engage in the business of privately collecting solid waste and/or recyclable materials within the City, when such collections are to be made from the sidewalks of any street or public place, shall apply annually to the city Dept. of Land Use Control, Division of Licenses, for a license to do so and shall make collections with such City decaled vehicles only within the City and not within any other municipality in this or any other State.

(b) No such license shall be granted until and unless the applicant shall have satisfied the Director of Engineering of the sufficiency and sanitation of the equipment and vehicles to be used in the private collection and disposal of such solid waste.

(c) Such license shall expire on the 30th day of April next after issuance.

(d) All vehicles used to collect solid waste and/or recyclables shall bear on the right side a decal secured from the Department of Land Use Control, Division of Permits and Licenses which shall have on it a number of the issued decal. The fee for such decal shall be \$100.00. The decal shall expire on the 30th day of April next after issuance.

(e) Any collection vehicle which fails to display a City decal or found deviating from the prescribed collection route designated in the Essex County District Plan shall be fined \$1,000.00.

[A Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond ordinance reappropriating cash balances from previously adopted capital ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations, and transferring \$2,885,551.26 to the Capital Surplus Fund and appropriating \$2,721,066. from the Capital Surplus Fund to the purposes set forth herein for various capital improvements to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring) AS FOLLOWS:

Section 1. Pursuant to the Local Bond Law and the Local Budget Law of the State of New Jersey, including N.J.S.A. 40A:2-39, the City of Newark, County of Essex, State of New Jersey (hereinafter the "City") hereby determines that \$2,885,551.26 of capital appropriations including bond proceeds as hereinafter set forth, are not necessary for the purposes set forth in the

November 4, 1987

ordinances authorizing said appropriations and that it is in the best interests of the City to reappropriate and use said funds to finance the cost of other purposes for which bonds may be issued. Further, the description and the authorization for the acquisition, construction and/or installation of the projects and improvements are hereby reappropriated and amended as set forth hereinafter in Sections 2 and 3 of this ordinance.

Section 2. The authorizations and appropriations in the amount of \$2,885,551.26, including bond proceeds, for the improvements hereinafter set forth are hereby cancelled and transferred to the Capital Surplus Fund (provided said funds are used for another project or projects for which bonds may be issued and used and as set forth in Section 3 hereof), as follows:

<u>Project Number (former code no.)</u>	<u>Project Description (and Prior Ordinance)</u>	<u>Total Current Authori- zation</u>	<u>Cash Balance to be Cancelled</u>	<u>Revised Authorization</u>
77A0	Streets and Sidewalks PWEA 1976 (6S&FB 2/2/77)	\$ 4,951,820	\$ 90,360.08	\$ 4,861,459.92
77A1	Streets and Sidewalks Bldg. 102-1977 (6S&FS 9/21/77)	11,950,075	198,977.94	11,751,097.06
79A2 (0579)	Drainage Improvement between Avenue P and New Jersey Turnpike (6S&FH 12/19/79)	1,650,000 (City Match)	1,642,250.00	7,750.00
79A5 (1379)	Reconstruction 828-830 Broad Street (6S&FH 12/19/79 6S&FS 12/7/81 6S&Fi 6/22/83 6S&FF 10/19/83)	Original \$1,000,000 Amending +450,000 Amending +200,000 Amending + 60,000 Total \$1,710,000	24,071.06	1,685,928.94
80A1 (0480)	Reconstruction of Firehouses (6S&FB 1/6/82 6S&FD 3/2/83)	Original 71,200 Amending +100,000 \$ 171,200	22.26	171,177.74
81A7 (1281)	Environmental Design NJR6 & 32 (6S&FC 1/6/82)	1,011,579	461,750.12	549,828.88
81A8 (1381)	Street Lighting for Public Housing (6S&FC 1/6/82)	61,500	21,785.00	39,715.00
81B2 (4381)	Resurfacing of Streets (6S&FA 1/6/82)	1,511,000	53,477.43	1,457,522.57
81B4 (4981)	Acquisition of Vehicles (6S&FC 1/6/82)	1,375,000	94,089.76	1,280,910.24

November 4, 1987

<u>Project Number (former code no.)</u>	<u>Project Description (and Prior Ordinance)</u>	<u>Total Current Authori- zation</u>	<u>Cash Balance to be Cancelled</u>	<u>Revised Authorization</u>
81B6 (C281)	Rehabilitation of St. Peter's Park (6S&FA 1/6/82 6S&FJ 5/21/86)	Original 400,000 Amending (200,000) Total \$200,000	200,000.00	-0-
83A2 (0383)	Resurfacing of Streets (6S&F 1/18/84)	1,000,000	6,521.07	993,478.93
83B5 (1883)	Construction of Emergency Bureau- Police (6S&FH 1/18/84)	250,000	6,213.87	243,786.13
84A2 (0384)	Rehabilitation of River Bulkhead- Fire (6S&FBA 6/25/85)	40,000	7,452.08	32,547.92
84A3 (0484)	Acquisition of Equipment and Furniture - Planning Office (6S&FB 5/1/85 6S&FE 3/19/86)	Original 225,000 Amending + 40,000 Total \$ 265,000	44,820.59	220,179.41
84A4 (0584)	Fire Alarm System City Hall (6S&FBA 6/25/85)	100,000	260.00	99,740.00
84A5 (0684)	Drainage Improve- ment Mt. Prospect Avenue (6S&FBA 6/25/85)	10,000	10,000.00	-0-
84B6 (1884)	Replacement of Sanitary Sewer- Munn Avenue (6S&FBA 6/25/85)	23,500	<u>23,500.00</u>	-0-
Total			\$2,885,551.26	

Section 3. The City hereby appropriates \$2,721,066 from the Capital Surplus Fund for the projects and in the amounts as follows:

<u>Project Number (former code no.)</u>	<u>Project Description</u>	<u>Current Authori- zation Amount</u>	<u>Increased Amount</u>	<u>Revised Authori- zation Amount</u>	<u>Prior Ordinance and date of Adoption</u>
79B9 (0679)	Installation of New Parallel Service Sewer along Doremus Avenue	\$1,250,000	\$1,489,970	\$2,739,970	6S&FH 12/19/79

November 4, 1987

<u>Project Number (former code no.)</u>	<u>Project Description</u>	<u>Current Authori- zation Amount</u>	<u>Increased Amount</u>	<u>Revised Authori- zation Amount</u>	<u>Prior Ordinance and date of Adoption</u>
83A3 (0483)	Construction of New Welfare Building	1,200,000	741,486	1,941,486	6S&Fi 1/18/84
83B3 (1483)	Rehabilitation of Ironbound Center	1,650,000	295,610	1,945,610	6S&Fi 1/18/84
79A1 (0479)	Construction of pump station for the Peri- pheral Ditch in the Industrial River Urban Renewal Area & Related Improvements	1,142,057	44,000	1,186,057	6S&FH 12/19/79
79B3 (2879)	Public Library Air Conditioning	<u>90,000</u>	<u>150,000</u>	<u>240,000</u>	6S&FH 12/19/79
Total		<u>\$2,721,066</u>			

Section 4. The capital budget of the City of Newark is hereby amended to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the City Clerk and is available for public inspection.

Section 5. To the extent that any previous resolution or ordinance is inconsistent with or contradictory hereto, said resolution or ordinance is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 6. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of debt statement by Division of Local Government Services was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Police (Non-uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto. (To create the titles of Chief Forensic Chemist and Data Entry Machine Operator and to abolish the title of Chief Chemist Testing and Analytical Laboratory in the Department of Police).

(Title changes due to Civil Service Reclassification. Chief Chemist, Testing and Analytical Laboratory is being abolished, Police Records Clerk is not, due to fact other employees also serve in that title. Fiscal Impact - \$2,000.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6S&Fk) adopted May 4, 1977, as amended and supplemented be supplemented to create the titles, as follows, to wit:

POSITIONS

Chief Forensic Chemist (1) \$34,046.79 - \$41,087.70
1131 (35 Hrs.)

Data Entry Machine Operator (1) 14,176.66 - 16,931.30
4649 (35 Hrs.)

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title and title code, as follows, to wit:

POSITIONS

Chief Chemist Testing
and Analytical Laboratory
1035 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

November 4, 1987

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of premises commonly known as 294, 296, 298 South Orange Avenue and 252, 254, 256 South 6th Street, Block 271, Lots 22, 49, 23, 48, 47 and 46, pursuant to the provisions of N.J.S.A. 40A:12-21 (j).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 294, 296, 298 South Orange Avenue and 252, 254, 256 South 6th Street, Block 271, Lots 22, 49, 23, 48, 47 and 46, on the Official Tax Map and Tax Duplicate (year 1986) of the City of Newark, New Jersey is not needed for public purposes by the City of Newark.

SECTION 2. That the premises commonly know as 294, 296, 298 South Orange Avenue and 252, 254, 256 South 6th Street, AKA Block 271, Lots 22, 49, 23, 48, 47 and 46 be sold to Habitat for Humanity Newark, Inc., a non-profit corporation of the State of New Jersey, by private sale for the amount of \$1.00 pursuant to the provisions of N.J.S.A. 40A:12-21 (j).

SECTION 3. That the Director of Development be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

SECTION 4. That a copy of the executed deed shall be placed on file in the Office of the City Clerk and in the Law Department.

SECTION 5. This ordinance shall take effect upon publication and passage accordingly to law.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Article 3, Title 20, Chapter 2, Section 12 of the Revised Ordinances of the City of Newark, New Jersey, (1966) as amended and supplemented (To increase reward up to \$5,000. to persons providing information leading to the detection and apprehension of any person found guilty of violating N.J.S.A. 2C:17-1)

November 4, 1987

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Article 3, Arson Prevention Fund, Title 20, Police and Fire Departments, Chapter 2, Fire Department, Section 12, Reward; conditions, award, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended to read in its entirety as follows:

20:2-12. Reward; conditions, award.

A reward up to \$5,000.00 shall be paid to any person or persons providing information leading to the detection and apprehension of any person found guilty of violating the provisions of N.J.S.A. 2C:17-1. The reward is payable after conviction, out of and within the limits of the appropriation made to the arson prevention fund, as established above for that purpose, but no such reward may be paid to any public employee whose duty it is to investigate or to enforce the law. The fire director shall award the reward with the consent of the municipal council.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Temporary President Grant, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Director of the Department of Development to acquire all privately owned properties within the South Ward Industrial Park Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 20:1-1 et seq.)

WHEREAS, the Municipal Council of the City of Newark (hereinafter referred to as "Council") by Ordinance 6PHS & FBB adopted on July 8, 1987, a redevelopment plan for the project area entitled "South Ward Industrial Park Redevelopment Plan", dated April 20, 1987 (hereinafter referred to as the "Redevelopment Plan") and;

November 4, 1987

WHEREAS, the Council of the City of Newark by Resolution 7Rq adopted on June 3, 1987 a resolution blighting said area:

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

SECTION 1. That the privately owned properties located within the South Ward Industrial Park Redevelopment Area, more specifically identified in Exhibit A, attached hereto and made a part hereof are needed for public purposes.

SECTION 2. That the premises identified in Exhibit A shall be purchased by the City of Newark through its Department of Development for the appraised amounts, subject to the Director of Development's right to increase said offers in accordance with N.J.S.A. 40A:12-5(a)(1).

SECTION 3. That the Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents necessary to effectuate the acquisition of the properties identified in Exhibit A.

SECTION 4. That the Corporation Counsel be and is hereby authorized to record said deeds with the Register of Essex County, after said deeds have been approved by him as to form and further attested to and acknowledged by the City Clerk.

SECTION 5. That a copy of the executed deeds shall be filed in the Office of the City Clerk by the Director of the Department of Development.

SECTION 6. In the event any owner of the properties identified in Exhibit A refuse to accept the offer of the City of Newark, the Corporation Counsel be and is hereby authorized to institute legal proceedings in the Superior Court of New Jersey, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq. to acquire said premises.

SECTION 7. The Corporation Counsel be and is hereby authorized to secure legally appropriated sums from the Finance Department to pay to the Clerk of the Superior Court the estimated value of said property as identified in Exhibit A.

SECTION 8. The Corporation Counsel is further authorized pursuant to said contract to secure any and all additional funds required by the Superior Court of New Jersey to pay differences in the determined Fair Market Value and the Estimated Fair Market Value deposited in said court.

SECTION 9. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

EXHIBIT A

Block 2705 - Lots 10, 11	323-329 Jelliff Avenue	Newark, NJ
Block 2705 - Lots 16, 18	333-339 Jelliff Avenue	Newark, NJ
Block 2705 - Lots, 40, 42, 43	278-284 Peshine Avenue	Newark, NJ
Block 2705 - Lot 44	276 Peshine Avenue	Newark, NJ
Block 2705 - Lot 45	274 Peshine Avenue	Newark, NJ
Block 2705 - Lot 50	264 Peshine Avenue	Newark, NJ
Block 2707 - Lot 24	755 Hunterdon Street	Newark, NJ
Block 2707 - Lot 25	757 Hunterdon Street	Newark, NJ
Block 2707 - Lot 28	763 Hunterdon Street	Newark, NJ
Block 2714 - Lot 1	359 Jelliff Avenue	Newark, NJ
Block 2714 - Lot 2	361-367 Jelliff Avenue	Newark, NJ
Block 2714 - Lot 6	369-375 Jelliff Avenue	Newark, NJ
Block 2714 - Lot 14	385-391 Jelliff Avenue	Newark, NJ
Block 2714 - Lot 42	308 Peshine Avenue	Newark, NJ
Block 2714 - Lot 44	304 Peshine Avenue	Newark, NJ

November 4, 1987

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council questioning whether this was a duplicate ordinance which appeared on final passage at the October 21, 1987, regular meeting.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeases are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of Taxes, Interest and penalties pursuant to N.J.S.A. 54-4-36c, for the years 1986 and 1987, on property owned by First Zion Hill Baptist Church and located at 287 Goldsmith Avenue, Block 3718, Lot 34, Newark, New Jersey.

WHEREAS, First Zion Hill Baptist Church is a New Jersey corporation; organized under Title 15A of the New Jersey Statutes, as a nonprofit corporation, organized exclusively for religious purposes; and

WHEREAS, First Zion Baptist Church, purchased property located at 287 Goldsmith Avenue, Block 3718, Lot 34 on May 2, 1968.

WHEREAS, said premises have been used from the date of acquisition exclusively for religious purposes; and

WHEREAS, The aforesaid property has at all times been entitled to an exemption from payment of real property taxes;

WHEREAS, First Zion Hill Baptist Church represents that it inadvertently failed to file a claim for continued tax exemption; and

WHEREAS, The Tax Assessor did not grant tax exempt status to said corporation for years 1986 and 1987 due to the failure of said corporation to file a continuing statement; and

WHEREAS, There is due and owing taxes in the amount of \$2,489.02 plus applicable fees and interest for year 1986, and there is due and owing taxes in the amount of \$2,572.44 plus applicable fees and interest for year 1987; and

WHEREAS, N.J.S.A. 54:4-3.6c provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why at timely claim was not filed, return all taxes collected on properties owned by one or more associations or corporations organized exclusively for the purposes as set forth in N.J.S.A. 54:4-3.6, which would have been exempt had a timely claim been made therefore.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT;

1. By copy of this Ordinance, the Tax Assessor of the City of Newark, be and he is hereby authorized to remove the tax assessment for years 1986 and 1987 on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. The Tax Collector of the City of Newark cancel taxes in the total amount of \$5,061.46 plus applicable fees and interest for the years 1986 and 1987 on the property noted above, owned by First Zion Hill Baptist Church pursuant to the provisions of N.J.S.A. 54:4-3.6c.

3. This Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

Temporary President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Malvern Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances, of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Malvern Street
North side, beginning at the westerly
curbline of Pulaski Street and extending
90 feet westerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Section 4. This ordinance does not require approval by the Commissioner of Transportation.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

Temporary President Grant called for ordinances on second reading and final passage.

6-S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Hensler Street as a one-way street.
(Hensler Street, Northbound, from Niagara Street to Wilson Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)
(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

HEARINGS OF CITIZENS.

- 6-HC-a.** **MR. ANTHONY CUOZZO, 308 OLIVER STREET, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to Ordinance 6-Ph, S & F-n on this agenda and the fact that "No Parking Signs" would be placed in front of his place of business on Malvern Street. He indicated the matter had been resolved.
- Councilman Carrino noted for the benefit of Mr. Cuzzo that Ordinance 6-Ph, S & F-n was deferred and would be considered for further action at the regular meeting of November 16, 1987.
- 6-HC-b.** **MR. FRANK A. MONTAGNA, 149 DeWITT AVENUE, BELLEVILLE, NEW JERSEY,** addressed the Members of the Municipal Council with respect to settlement of his claims against the City of Newark.
- Temporary President Grant directed the City Clerk to forward a copy of Mr. Montagna's remarks to the Business Administrator and the Corporation Counsel for their attention; further requesting that the Business Administrator and Corporation Counsel meet with the Members of the Municipal Council at their November 10, 1987 special conference with respect to this matter.
- 6-HC-c.** **MS. PATRICIA BRADFORD, 7 LAUREL PLACE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to the condition of Newark water. She presented a sample of water from the tap in her home and queried what could be done about this situation. She also suggested that provisions for clean drinking water be made to schools that were affected by this dirty water.
- Temporary President Grant requested Ms. Cheryl Johnson, Aide to Mayor James to refer this matter to the Director of Engineering and to the Water Department for their attention and necessary action and further directed that a verbatim transcript of Ms. Bradford's remarks be forwarded to the appropriate agencies for their review and action.
- 6-HC-d.** **MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to drug problems in the City and the possibility of receiving tax abatement on property she is interested in.
- 6-HC-e.** **MR. MARVIN JENKINS EL, HOMELESS, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to the homeless in the City of Newark.
- 6-HC-f.** **MS. PATRICIA SOTO, 1415 PALISADES AVENUE, UNION CITY, NEW JERSEY,** President of the Student Body of Rutgers University, addressed the Members of the Municipal Council with respect to the issue of parking on certain streets in the vicinity of the University and having certain ordinances revised.
- Temporary President Grant directed that a verbatim transcript of Ms. Soto's remarks be forwarded to the appropriate agencies for their attention.

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

- 7-R-a.** Resolution authorizing Councilman-at-Large Donald Tucker to retain the law firm of Brown & Brown, Attorneys at Law, as Legal Counsel for the purpose of representing him in defense of litigation filed against him by the Board of Commissioners of the Newark Housing Authority.

A motion to defer action on the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent During Roll Call: Councilman Branch.

Absent: Councilman Harris; President Martinez.

- 7-R-b. Resolution approving rates for parking in the Military Park Underground Parking Garage determined by the Parking Authority of the City of Newark.**
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Business Administrator Monteilh and Parking Authority Getchius met with Council October 27, 1987)

A motion to adopt the resolution and directing the City Clerk to request the Business Administrator to provide the Members of the Municipal Council with the results of the meeting with the Parking Authority of the City of Newark relative to the operations and future plans of this agency was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-c. Resolution ratifying agreement for period July 1, 1987 to November 4, 1987; further, authorizing Business Administrator to renew agreement with Downtown Park Committee, for purpose of providing landscape maintenance to Washington Park, for period November 5, 1987 through June 30, 1988; no expenditure of municipal funds required.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-d. Resolution authorizing New Community Industrial Urban Renewal Corporation to commence construction of an improvement located at 49 Bedford Street, Block 252, Lots 8, 9, 11, 13, 15, 17, 19, 21, 22, 24, 25, 28, 30, 32, 34, 36, 38, 40, 42, 44, 45, 46 and 48; Block 253, Lots 9, 10, 11, 12, 14, 16, 18, 20, 27, 28, 30 and 39, upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating the City of Newark or the Municipal Council to grant tax abatement to the project or approve the submitted application.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-e.

Resolution authorizing Polk Street Urban Renewal Corporation, to commence construction of an improvement located at 54-58 Polk Street, Block 1997, Lot 60, upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating the City of Newark or the Municipal Council to grant tax abatement to the project or approve the submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-f.

Resolution requesting the City Administration to strictly enforce the provisions of the Revised Ordinances of the City of Newark 27:8-1 et seq.

(Deals with Certificate of Occupancy)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Rice, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-g.

Resolution ratifying contract for period September 1, 1987 to November 4, 1987; further, authorizing Business Administrator to enter into contract with Dillon Security Company, Inc., 76 Clinton Avenue, Newark, lowest responsible bid received, for providing Security Services for City of Newark, for period November 5, 1987 to August 31, 1988, for \$1,500,000.; \$250,000. encumbered from 1987 budget of Department of General Services to commence this program, any additional 1987-1988 expenditures are contingent upon and subject to appropriation and certification of fund in each year.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-h.

Resolution authorizing Business Administrator to enter into contract with Raymond D. Egatz, 44 Cedar Cliff Drive, Wayne, lowest responsible bid received, for Providing Computer Training Services for Engineering (TRS-80 Computers), for period January 1, 1988 to December 31, 1988, for \$80,000., funds to be encumbered in 1988 operating budget of Department of Engineering.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Payne, Rice, Tucker, Villani, Temporary President Grant.

No: Councilman Carrino.

Absent: Councilman Harris, President Martinez.

- 7-R-i. Resolution authorizing Director of Engineering to accept proposal and enter into agreement with Civil Dynamics-Civil and Environmental Engineering Services, P.O. Box 730, Highland Lakes, New Jersey, for total sum of \$12,000., for safety inspection of all dams within the Pequannock Watershed. (Pursuant to Dam Safety Standard N.J.A.C. 7:20-1.11) (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-j. Resolution authorizing Director of Engineering to execute Contract 87-03, Curb & Sidewalk Improvement, 445 Wilson Avenue, Newark, with N. Farro Contracting Co., 207 Coeyman Avenue, Nutley, New Jersey, lowest responsible bid submitted, for total sum of \$9,950.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project, in net amount not to exceed an additional \$1,050.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-k. Resolution authorizing Director of Engineering to accept Grant from New Jersey Office of Recycling in amount of \$290,307.77, for purpose of continuing and expanding recycling programs in Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-l. Resolution authorizing Director of Engineering to request New Jersey Department of Transportation to execute contract with a consulting engineer to reconstruct certain roadways. (Haynes Avenue from Frelinghuysen Avenue to 1 & 9, including replacement of existing parapet walls on Haynes Avenue Bridge by guardrails, and improvement of lighting facilities, sidewalks, curbing and drainage and resurfacing entire road and bridge portion; McClellan Street to improve a problem of clearance and flooding condition at McClellan Street underpass, reconstruction of the bridge structure, resurfacing of the entire road portion, and installation of necessary sidewalks, curbing drainage); all work shall be undertaken at no cost to the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

422

7-R-m.

Resolution authorizing Director of Engineering to enter into agreement with City of East Orange, Townships of Irvington and Union as well as any other municipality as need arises and is deemed in City's best interest, for purpose of creating the Newark Interlocal Leaf Composting operation at fee of \$4.00 per cubic yard of delivered leaves; further authorizing Director of Engineering to accept all revenues generated by program and deposit said revenues into Municipal Tonnage Grant Account.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto the wording "the Township of Hillside" was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Payne, Rice, Tucker, Villani, Temporary President Grant.

Not Voting: Councilman Carrino.

Absent: Councilman Harris, President Martinez.

A motion to adopt the resolution, as amended, was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Payne, Rice, Tucker, Villani, Temporary President Grant.

Not Voting: Councilman Carrino.

Absent: Councilman Harris, President Martinez.

7-R-n.

Resolution authorizing Director of Health and Human Services to submit application to County of Essex, Department of Citizen Services, Division on Aging, for necessary funds to continue Newark Nutrition Project for the Elderly for period January 1, 1988 to December 31, 1988; total amount of application is \$708,446. (Essex County Department of Citizen Services Grant Award Request-\$223,061., USDA Reimbursement (estimated)-\$227,893., 1987 Carry-Over (estimated)\$10,000., Project Income (estimated)-\$90,000., In-Kind Contributions (estimated)-\$157,492.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-o.

Resolution authorizing Director of Health and Human Services to apply for funds from State Department of Health, Communicable Disease Field Program, for period January 1, 1988 to December 31, 1988; in sum of \$122,291., funds from other sources-\$37,288., totalling \$159,852., to provide high quality medical services, clinical and didactic training in the diagnosis and management of Sexually Transmitted Disease Prevention Training Center.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-p.

Resolution authorizing Mayor and Director of Health and Human Services to submit application with U. S. Department of Health and Human Services for grant for health services for the homeless, pursuant to Stewart B. McKinney Homeless Assistance Act (P.L. 100-77); does not require expenditure of any public funds by City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-q. Resolution amending Resolution 7-R-y, April 1, 1987, contract with Essex County Department of Citizen Services, Division on Aging, Nutrition Project for the Elderly, for period May 2, 1985 to December 31, 1985, by increasing 1985 project income by \$11,602.25, for period January 1, 1985 to December 31, 1985. (Essex County Division on Aging-\$110,748; U.S.D.A. Reimbursement (Estimated)-\$224,907.; 1984 Carry-over (estimated)-\$104,733.62; City of Newark In-Kind Contribution (estimated)-\$108,131.; Project Income (\$11,602.25 increase)-\$86,602.25 totalling \$635,121.87); all other terms and conditions are in force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-r. Resolution amending Resolution 7-R-v, September 2, 1987, contract with Sharada Shekar, M. D., for period July 10, 1987 to December 31, 1987, for provision of medical services at the Division of Community Health; by changing maximum amount of contract from \$4,055. to \$8,110. and hours of service in contract shall be amended to reflect additional 100 hours of service. (Amended contract awarded without competitive bidding as a Professional Service under provisions of Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-s. Resolution authorizing Mayor and Municipal Comptroller to enter into contract with Ronald Hollis, C.P.A., to audit City of Newark's Urban Development Action Grant (UDAG) in amount of \$200,000. provided by United States Department of Housing and Urban Development Administration; contract amount shall not exceed \$3,700.; no payments to be made until Municipal Council accepts audit report. (Contract awarded without competitive bidding as a Professional Service under provisions of Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-t. Resolution authorizing Mayor and Director of Development to execute contract, known as Regional Contribution Agreement, with Municipality of East Hanover for purpose of providing funding for construction of 14 low and moderate income units; does not require expenditure of any municipal funds.

(West Side Heights Mall-6 Rental Apartment Units-South Orange Avenue and South 11th Street; Upper University Heights-Eight Condominium Townhouse Units-Fairmount and Littleton Avenues between 15th and 16th Avenues)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-u. Resolution authorizing Director of Finance to issue check in amount of \$3,000. payable to Bony Simon and his attorney Alvin R. Leonard, 155 Morris Avenue, Springfield, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit against Irving Davis and City of Newark and Francene Previlon in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries arising from accident, from alleged negligence of Irving Davis, City employee, assigned to Division of Parks and Grounds, Francene Previlon, owner and operator of other vehicle; Bony Simon and his attorney have agreed to settle for sum of \$6,250.; City of Newark and Irving Davis contributing \$3,000 and co-defendant Francene Previlon contributing \$3,250.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-v. Resolution authorizing Director of Finance to issue check in amount of \$704. to County of Essex and its attorney, Curtis Meanor, Hall of Records Building, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted lawsuit in Superior Court of New Jersey seeking to be awarded compensatory damages together with interest and costs of suit for damage to its traffic control device allegedly caused as result of negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-w. Resolution authorizing Director of Finance to issue check in amount of \$298.74 to Michael Hughes, upon receipt of a General Release executed by Officer Hughes in favor of City of Newark and any other documents deemed necessary by Corporation Counsel; Police Officer Hughes, while using his car on duty, sustained damages to his vehicle.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-x. Resolution authorizing Director of Finance to pay sum of \$16,500., payable to Richard Montalbano and his attorneys Wildstein & Wildstein, 17 Academy Street, Newark, New Jersey, upon being advised by Corporation Counsel that all necessary documents in discharge of this claim have been executed by petitioner; Richard Montalbano while employed as police officer suffered personal injuries while in performance of his work duties; filed claim in Workers' Compensation Court.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council November 4, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-y. Resolution authorizing Director of Finance to issue check in amount of \$6,050., payable to St. Lucy's Development Corporation, deposit paid on prospective purchase of City-owned property located at 55 Victoria Avenue, Block 490, Lot 40, pursuant to Court Order, former owner was permitted to redeem said property)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-z. Resolution authorizing Director of Finance to issue check in amount of \$10,100. payable to Manual R. Gonzales, deposit paid on prospective purchase of City-owned property located at 129 New York Avenue, Block 942, Lot 30; pursuant to Court Order, former owner was permitted to redeem said property)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-ba. Resolution authorizing Director of Finance to issue check in amount of \$5,100., payable to Joel E. Shafran, deposit paid on prospective purchase of City-owned property located at 899-903 South 16th Street, Block 3012, Lots 35 and 37; pursuant to Court Order, former owner was permitted to redeem said property.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bb. Resolution authorizing Director of Finance to issue and deliver check in sum of \$4,523.84 payable to J. Sepenuk and his attorneys Lampf, Lipkind, Prupis & Petigrow, 80 Main Street, West Orange, New Jersey, for reimbursement of amount paid in error in satisfaction of demolition lien plus interest for property 60 Avenue C, Block 1157, Lot 9.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bc. Resolution authorizing Director of Finance to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$50,977.04 for overpayments carried on books and records of Tax Collector by reason of Tax Court Judgements, Senior Citizen Allowances, Veteran's Allowances and Cash Overpayments for years 1984, 1985, 1986 and 1987.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bd. Resolution authorizing Director of Finance to issue check in amount of \$248.75, payable to Benjamin DeSena, purchaser, for refund of rental payments for property 498-500 Hawthorne Avenue, Block 3066, Lot 3; full rent was paid to the City of Newark prior to closing.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-be. Resolution authorizing Director of Finance to issue check in amount of \$212., payable to Pearlle Nazareth, tenant, for refund of rental payment for property 125 Osborne Terrace a/k/a 1-7 Tillinghast Street, Block 3030, Lot 28; full rent was paid by tenant to City of Newark, after purchaser closed on property.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bf. Resolution authorizing Corporation Counsel to accept sum of \$3,886. payable to Division of Water Accounting & Customer Service, from Ray Rodas, prior owner, upon receipt of all documents deemed necessary by Corporation Counsel, in full satisfaction of water/sewer charges due on April 14, 1986, Account #12-615-0350-00, for property 23 Irving Street, Block 820, Lot 58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bg. Resolution authorizing Corporation Counsel to accept \$75,000., from Convenience & Safety Corporation, in satisfaction of amount due under contract; further authorizing Corporation Counsel to execute Stipulation of Dismissal in said matter; City of Newark initiated suit in Superior Court of New Jersey, Law Division, Essex County, seeking to recover \$78,596.25 pursuant to contract number 77-28R, dated December 29, 1977, as amended, for outstanding installments due for 3rd quarter 1981 through and including 3rd quarter 1984.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bh. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bi.** Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with Ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bj.** Resolution amending Resolution 7-R-bh (A.S.), October 15, 1986, contract with MacNabb, Preston & Waxman, Attorneys at Law, for rendering professional services in connection with employment and training programs administered by City of Newark, New Jersey or CETA Prime Sponsor, by changing the firm to Preston & Preston and increasing contract amount from \$30,000. to \$65,000. (Firm dissolved and reorganized under said name.) (Amended contract awarded without competitive bidding under provisions of Local Public Contracts Law N.J.S.A. 40:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bk.** Resolution authorizing transfer of Housing and Community Development Act XII, from Housing Assistance Fund, Other Expenses-\$24,918. to Law Department, Salaries and Wages-\$24,918.; pursuant to Ordinance 6-S & F-d, April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bl.** Resolution designating reserved parking area for handicapped motorists on Mott Street, west side, beginning 126 feet south of the southerly curblin of Fleming Avenue and extending 28 feet southerly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bm.** Resolution designating reserved parking area for handicapped motorists on Third Street, east side, beginning 496 feet north of the northerly curblin of Orange Street and extending 25 feet northerly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

November 4, 1987

- 7-R-bn.** Resolution designating reserved parking area for handicapped motorists on Columbia Avenue, east side, beginning 659 feet south of the southerly curblin of Vermont Avenue and extending 25 feet southerly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bo.** Resolution designating reserved parking area for handicapped motorists on Wakeman Avenue, west side, beginning 99 feet north of the northerly curblin of 2nd Avenue and extending 25 feet northerly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bp.** Resolution designating reserved parking area for handicapped motorists on Chancellor Avenue, north side, beginning 334 feet west of the westerly curblin of Maple Avenue and extending 25 feet westerly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bq.** Resolution designating intersection of New Jersey Railroad Avenue and Green Street as a stop intersection and installing stop signs on New Jersey Railroad Avenue; pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-br.** Resolution designating intersection of New Jersey Railroad Avenue and Elm Street as a stop intersection and installing stop signs on New Jersey Railroad Avenue; pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bs. Resolution designating intersection of New Jersey Railroad Avenue and New York Avenue as a stop intersection and installing stop signs on New Jersey Railroad Avenue; pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bt. Resolution designating intersection of New Jersey Railroad Avenue and Emmet Street as a stop intersection and installing stop signs on New Jersey Railroad Avenue; pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bu. Resolution designating intersection of New Jersey Railroad Avenue and Pennington Street as a stop intersection and installing stop signs on New Jersey Railroad Avenue; pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bv. Resolution designating intersection of New Jersey Railroad Avenue and Edison Place as a stop intersection and installing stop signs on New Jersey Railroad Avenue; pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

- 7-R-bw. Resolution authorizing Director of Finance to refund \$65. to St. Aloysius Church due to cancellation of 13 Bingo games.**

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

November 4, 1987

7-R-bx.
(A.S.)

Resolution ratifying submission of Supplemental Safe Neighborhoods Program entitlement grant application to the New Jersey Department of Community Affairs for police officers on October 20, 1987; further authorizing Mayor and Local Administrator of the Supplemental Safe Neighborhoods Program to file application with New Jersey Department of Community Affairs, in amount of \$1,316,0214.57, for FY 1988; no expenditure of locally generated matching funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-by.
(A.S.)

Resolution authorizing Mayor and Business Administrator to file an amendment to Newark's FY 1986 Final Statement of Community Development Objectives and Projected Use of Funds which will allocate \$50,000. in the Public Services category to the Newark Alumni, \$250,000. in the Private Property Rehabilitation category to the Essex Substance Abuse Treatment Center and \$50,000. in the Economic Development category to the Interracial Council for Business Opportunity.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

7-R-bz.
(A.S.)

Resolution recognizing and commending Reverend John G. Ragin, Pastor of St. Luke's African Methodist Episcopal Church, for his forty years of dedicated service to the church, its congregation and the Newark community.

(For action on this resolution see pages 2 and 3 in the minutes of this meeting.)

7-R-ca.
(A.S.)

Resolution supporting the efforts of the Northern Jersey Council for Social Improvement to help immigrants receive their green card.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-cb.
(A.S.)

Resolution recognizing and commending the Police Athletic League Karate Team for its outstanding achievements at the All American USA Karate Federation Championships held on October 10-11, 1987 at the Dunn Sports Center in Elizabeth, New Jersey.

(For action on this resolution see page 3 in the minutes of this meeting.)

7-R-cc.
(A.S.)

Resolution recognizing and saluting the Reverend Jesse L. Jackson for his determined effort to expand the presence of all Americans in national politics through his campaign for the Democratic nomination for the President of the United States and in honor of his illustrious visit to the City of Newark on October 29, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-cd.
(A.S.)

Resolution recognizing and commending Rev. Wyatt Tee Walker, Pastor of the Cannan Baptist Church of Christ, on the occasion of his 20th Pastoral Anniversary Banquet held October 30, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-ce.
(A.S.)

Resolution by the Newark Municipal Council strongly supporting the passage of proposed legislation amending New Jersey Statute 40A:14-177, which relates to leaves of absence with pay to certain public employees who attend State or National Conventions and which would include the Hispanic Law Enforcement Society.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-cf.
(A.S.)

Resolution recognizing and commending the Open Heart Organization of New Jersey on the occasion of its 15th Anniversary Celebration.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-cg.
(A.S.)

Resolution recognizing and commending Mike Tyson, the Undisputed World Heavyweight Champion, on the occasion of his visit to the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-ch.
(A.S.)

Resolution appointing Jeffrey Headen, Constable for a term commencing November 4, 1987 and ending November 3, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-ci.
(A.S.)

Resolution appointing Joseph Byrd, Constable for a term commencing November 4, 1987 and ending November 3, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

November 4, 1987

7-R-cj.
(A.S.)

Resolution appointing Samuel L. Jordan, Constable for a term commencing November 4, 1987 and ending November 3, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-ck.
(A.S.)

Resolution appointing Luchies Davis, Jr., Constable for a term commencing November 4, 1987 and ending November 3, 1988.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-cl.
(A.S.)

Resolution recognizing and commending New York Supreme Court Justice Bruce McM Wright for his many years of judicious observation of the American legal system and august service to the Black American community and in honor of his illustrious visit to the City of Newark on November 12, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-cm.
(A.S.)

Resolution recognizing and commending Mr. Donald J. Trump, President of the Trump Organization on the occasion of the "Newark Day" observance.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-cn.
(A.S.)

Resolution recognizing and commending Mr. Thomas H. McCloud, Director of the Office of Membership services for the National League of Cities on the occasion of the "Newark Day" observance.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-co.
(A.S.)

Resolution recognizing and commending the Sergeant James W. Hennessey Post 712 Veterans of Foreign Wars and it's Ladies Auxiliary on the occasion of its Memorial service held on November 8, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-cp.
(A.S.)

Resolution recognizing and commending the Members of the Police Athletic League Track Team for their outstanding athletic achievements during the International Meet of Champions held July 31 - August 2, 1987, in Chicago, Illinois.

(For action on this resolution, see page 3 in the minutes of this meeting.)

7-R-cq.
(A.S.)

Resolution recognizing and commending the participants and staff of the Essex County College Upward Bound Program for their achievements in attaining academic excellence.

433

(For action on this resolution see page 2 in the minutes of this meeting.)

7-R-cr.
(A.S.)

Resolution authorizing transfer of funds from the Office of the City Clerk and Municipal Council, Office of the Municipal Council, Registration, \$1,500. and Postage \$200. to Office of the City Clerk and Municipal Council, Office of the Municipal Council, Recreation Support Fund, \$1,700.; pursuant to N.J.S.A. 40A:4-58.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-cs.
(A.S.)

Resolution authorizing transfer of funds from the Office of the City Clerk and Municipal Council, Office of the Municipal Council, Other Expenses, Equipment, \$5,000. to Office of the City Clerk and Municipal Council, Office of the Municipal Council, Other Expenses, Service by Contract or Agreement, \$5,000.; pursuant to N.J.S.A. 40A:4-58.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-ct.
(A.S.)

Resolution authorizing transfer of funds from the Office of the City Clerk and Municipal Council, Municipal Council, Other Expenses, Equipment, \$34,000. to Office of the City Clerk and Municipal Council, Office of the City Clerk, Other Expenses, Service by Contract or Agreement, \$34,000.; pursuant to N.J.S.A. 40A:4-58.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-cu.
(A.S.)

Resolution authorizing transfer of funds from Office of the City Clerk and Municipal Council, Office of the City Clerk, Regular Salaries and Wages, \$25,000. to Office of the City Clerk and Municipal Council, Office of the City Clerk, Overtime, \$25,000.; pursuant to N.J.S.A. 40A:4-58.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-cv.
(A.S.)

Resolution implementing the salaries for positions in the Office of the City Clerk. (Senior Interviewer and Laborer II)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-R-cw.
(A.S.)

Resolution authorizing the Greater Newark Chamber of Commerce to act as the City's agent and authorizing it to execute a contract in its own name with Trump Plaza to supply the luncheon and rental of the dining area to conduct said "Newark Day."

November 4, 1987

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

MOTIONS.

- 7-M-a. A MOTION CONGRATULATING SENATOR RONALD L. RICE ON HIS RE-ELECTION AS STATE SENATOR OF THE 28TH DISTRICT.**
- (For action on this motion see page 1 in the minutes of this meeting.)
- 7-M-b. A MOTION EXTENDING SINCERE BEST WISHES FOR A COMPLETE AND SPEEDY RECOVERY TO LITTLE JESSICA McCLURE; FURTHER, CONGRATULATING ALL OF THE HUNDREDS OF VOLUNTEERS WHO PARTICIPATED IN JESSICA McCLURE'S RESCUE** was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:
- Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.
- Absent: Councilman Harris, President Martinez.
- 7-M-c. A MOTION REQUESTING GENERAL SERVICES DIRECTOR LOPEZ TO IMMEDIATELY TAKE THE NECESSARY STEPS TO CLEAN THE MONUMENT, AND THE SURROUNDING AREA OF SAID MONUMENT, COMMEMORATING ARCHIE CALLAHAN, WHICH IS LOCATED IN DOUGLAS HARRISON PARK, WITH THE REQUIRED WORK TO BE COMPLETED PRIOR TO DECEMBER 1, 1987** was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:
- Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.
- Absent: Councilman Harris, President Martinez.
- 7-M-d. A MOTION REQUESTING THE CITY CLERK TO INVITE THE OFFICERS AND MEMBERSHIP OF GUYTON-CALLAHAN AMERICAN LEGION POST #152 TO THE REGULAR MEETING OF THE MUNICIPAL COUNCIL ON NOVEMBER 16, 1987, TO RECEIVE A RESOLUTION HONORING THE MEMORY OF ARCHIE CALLAHAN, WHO GAVE HIS LIFE AT PEARL HARBOR ON DECEMBER 7, 1941 IN DEFENSE OF HIS COUNTRY** was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:
- Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.
- Absent: Councilman Harris, President Martinez.
- 7-M-e. A MOTION REQUESTING GENERAL SERVICES DIRECTOR LOPEZ TO ARRANGE TO HAVE MORE LEGIBLE CAPTIONS UNDER THE PORTRAITS IN THE COUNCIL CHAMBER** was made by Councilman Branch, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:
- Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.
- Absent: Councilman Harris, President Martinez.
- 7-M-f. A MOTION REQUESTING THE DIRECTOR OF DEVELOPMENT TO MEET WITH THE APPROPRIATE MEMBERS OF THE NEWARK HOUSING AUTHORITY TO DISCUSS THE UNCOMPLETED IMPROVEMENTS AT THE NEW PROJECT SITES AND THE CITY'S COMMITMENT FOR SAME** was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by Temporary President Grant by the following votes:
- Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.
- Absent: Councilman Harris, President Martinez.

- 7-M-g-1. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DR. CISCO A. CARTER was made by Councilman Payne, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilman Harris, President Martinez.
- 7-M-g-2. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HERMAN KEEN, JR., was made by Temporary President Grant, seconded by Councilman Payne and declared adopted by Temporary President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilman Harris, President Martinez.
- 7-M-g-3. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JEFFREY BARNES, TOWN CLERK OF IRVINGTON, was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilman Harris, President Martinez.
- 7-M-h. A MOTION REQUESTING THE DEPARTMENT OF ENGINEERING TO REMOVE REFUSE AND CLEAN WHITNEY STREET; THE ALLEYWAY BETWEEN ALEXANDER STREET AND PINE GROVE TERRACE; AND SOUTH 12TH STREET NEAR FAIRMOUNT CEMETERY BETWEEN SOUTH ORANGE AVENUE AND 12TH AVENUE was made by Councilman Rice, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilman Harris, President Martinez.
- 7-M-i. A MOTION REQUESTING THE POLICE DIRECTOR TO ESTABLISH AN ANTI-DUMPING TASK FORCE WITHIN THE WEST WARD IN ORDER TO APPREHEND THE INDIVIDUAL(S) RESPONSIBLE FOR THE LASTEST RASH OF ILLEGAL DUMPING WHICH IS OCCURRING IN THE AREA was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilman Harris, President Martinez.
- 7-M-j. A MOTION REQUESTING THE DIRECTOR OF DEVELOPMENT TO INITIATE THE NECESSARY ACTION TO HAVE THE HOUSE LOCATED AT 95 BRAGAW AVENUE DEMOLISHED was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilman Harris, President Martinez.
- 7-M-k. A MOTION REQUESTING THE LAW DEPARTMENT TO PREPARE AN ORDINANCE REQUIRING THE DEMOLITION AND/OR BOARDING UP OF ALL ABANDONED STRUCTURES WHICH ARE LOCATED WITHIN 1,000 FEET OF ANY SCHOOL was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilman Harris, President Martinez.
- 7-M-l. A MOTION URGING THE NEWARK POLICE DIRECTOR AND THE ESSEX COUNTY SHERIFF TO MAKE A SPECIAL EFFORT TO ENFORCE THE LAWS AGAINST PROSTITUTION AND CRIME IN THE SOUTH BROAD VALLEY AREA (LINCOLN PARK, BROAD STREET, CLINTON AVENUE, ELIZABETH AVENUE, HAWTHORNE AVENUE AND FRELINGHUYSEN AVENUE) was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.
Absent: Councilman Harris, President Martinez.

November 4, 1987

7-M-m.

A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MR. NORMAN GASKINS was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

7-M-n.

A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MR. ANTHONY ROSSI was made by Councilman Carrino, seconded by Temporary President Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Harris, President Martinez.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received October 21, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986, as amended (To create the position title of Senior Clerk in the Department of Land Use Control)."

(Senior Clerk	1	8/11/87	\$10,509.58 - \$12,776.66
(35 Hours)		1/1/87	11,909.58 - 14,176.66)

(Creating title inadvertently omitted from original ordinance. Represented by Essex Council #1, Civil Service Association. Title fully funded in budget of Department of Land Use Control.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Personnel Officer D'Auria to meet with the Council at their November 16, 1987 Pre-Meeting Conference was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received October 21, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Police (Non-uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Senior Investigator, Alcoholic Beverage Control in the Department of Police)."

(Senior Investigator	1		\$23,496.13 - \$28,271.60
A.B.C. (35 Hours)		1/1/88	24,670.94 - 29,685.18)

(Creating title Senior Investigator, Alcoholic Beverage Control in Police Department. One position of Investigator will be abolished and will be replaced with this title so no increase in head count. Represented by Essex Council #1, Civil Service Association. Fiscal Impact-1987-\$125., 1988-\$1,200.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Personnel Officer D'Auria to meet with the Council at their November 16, 1987 Pre-Meeting Conference was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received October 21, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Data Control Clerk in the Department of Health and Human Services)."

(Data Control

Clerk (35 Hours)

1

\$14,176.66 - \$16,931.30)

(Creating title Data Control Clerk in Department of Health and Human Services.

Represented by Essex Council #1, Civil Service Association. Existing vacancy in one of the Medical Records Clerk. Fiscal impact will be approximately \$2,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Personnel Officer D'Auria to meet with the Council at their November 16, 1987 Pre-Meeting Conference was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received October 21, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977 as amended and supplemented (To create the title of Assistant Administrative Analyst in the Department of Administration)."

(Assistant Administrative

Analyst (35 Hours)

1

\$18,714.08 - \$22,443.85)

(Creating title of Assistant Administrative Analyst in Department of Administration,

Division of Budget. Represented by Essex Council #1, Civil Service Association.

Funded from Grant Funds.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Monteilh and Personnel Officer D'Auria to meet with the Council at their November 16, 1987 Pre-Meeting Conference was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received October 21, 1987, enclosing proposed "Ordinance providing for the vacation of a 654 Sq. Ft. portion of Market Street, as laid out on the Map of the Commissioners to lay out streets, avenues, and squares, located near the intersection of Market Street and Mulberry Street."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the November 16, 1987 Agenda of the Municipal Council for first reading was made by Temporary President Grant, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received October 21, 1987, enclosing proposed "Ordinance providing for the vacation of a 2364 Sq. Ft. portion of Edison Place, as laid out on the Map of the Commissioners to lay out streets, avenues, and squares, extending on the northerly side of the street between Lot 10 on Block 160 to Lot 21 on Block 160."

(Market Street near Mulberry Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the November 16, 1987 Agenda of the Municipal Council for first reading was made by Temporary President Grant, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received October 21, 1987, enclosing proposed "Ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title: Definitions, of the Revised Ordinances of the City of Newark, New Jersey (To modify the definition of the term "Town Houses" by removing the requirement of a masonry party wall)."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the November 16, 1987 Agenda of the Municipal Council for first reading and directing the City Clerk to invite Business Administrator Monteilh and Engineering Director Zach to meet with the Council at their November 16, 1987 Pre-Meeting Conference was made by Councilman Branch, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received October 21, 1987, enclosing proposed "Ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turn prohibitions on Clay Street at McCarter Highway."

(East on Clay Street to north on McCarter Highway, 6:00 A.M. to 9:30 A.M. and 3:30 P.M. to 6:00 P.M., Monday through Friday)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 16, 1987 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

8-i.

The City Clerk presented Proposed "Ordinance to amend Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto a new Chapter 8, Certificate of Occupancy, required for the sale, transfer, conveyance of residential property. (Changing penalty provisions from \$100. to \$1,000.)"

(For action on this item, see Ordinance 6-F-p on page 9. in the minutes of this meeting.)

8-j.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received November 4, 1987 enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6- S & F-e) adopted May 16, 1979 as amended and supplemented (To create the title Superintendent of Public Property in the Department of General Services."

(Superintendent of Public Property (40 Hours) 1 7/1/87 \$26,244.70 - \$31,900.41)

(Creating title of Superintendent of Public Property in Department of General Services to replace current position title of Chief, Division of Public Buildings; incumbent in latter title will be appointed to this new position. No net increase in number of positions; newly created position will be represented by AFSCME Local 2297; fiscal impact-1987-\$1,250.; title Chief, Division of Public Buildings, cannot be abolished by ordinance to permit the employee to retain his permanent civil service status as well as his longevity pay.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-o (A.S.) on page 9 in the minutes of this meeting.)

PETITIONS.

None.

November 4, 1987

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from October 10, 1987 to October 23, 1987:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Parent Association of St. Benedict Elementary School	9725 (Amended)
St. Francis Xavier Roman Catholic Church	9727 (Amended)
St. Benedict Booster Club	9734 (Amended)
St. Aloysius Church	9761
St. Rose of Lima Church	9818

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Benedict Church	9707
Rosary Altar Society of Sacred Heart Church, Vailsburg	9819
Rosary Altar Society of Sacred Heart Church, Vailsburg	9820
Our Lady of Fatima Church	9821
Queen of Angels Catholic Church	9822
Parents and Guardians Guild of St. Vincent Academy	9823

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Pavne, Rice, Tucker, Villani, Temporary President Grant.

Absent: Councilman Harris, President Martinez.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Pavne, Rice, Tucker, Villani, Temporary President Grant.

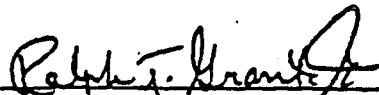
Absent: Councilman Harris, President Martinez.

The meeting adjourned at 3:35 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Ralph T. Grant, Jr.
Temporary President

Newark, New Jersey, November 16, 1987

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:03 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Clayborn Ervin, Holy New Zion Freewill Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilman Branch, Carrino, Grant, Tucker, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council and Assistant Corporation Counsel Glenn Ford.

Absent: Councilmen Harris, Payne, Rice, Villani.

(Councilman Harris arrived 8:05 P.M.)

(Councilman Rice arrived 8:09 P.M.)

(Councilman Payne and Councilwoman Villani arrived 8:15 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council."

(Councilman Harris arrived 8:05 P.M.)

A motion to consider Resolution 7-R-bk at this time was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, President Martinez.
Absent: Councilmen Payne, Rice, Villani.

7-R-bk.

Resolution recognizing and commending the Guyton-Callahan American Legion Post 152 for the conduct of a most successful program to assist their fellow veterans and families as well as providing a much needed community service for the benefit of the Newark Area.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, President Martinez.
Absent: Councilmen Payne, Rice, Villani.

(Councilman Rice arrived 8:09 P.M.)

Councilman Tucker, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to the members of the

Guyton-Callahan American Legion Post 152.

(Councilman Payne and Councilwoman Villani arrived 8:15 P.M.)

Commander Thurman Van Valkenburg thanked the Members of the Municipal Council on behalf of Post 152 for honoring them in this fashion.

A motion to consider Resolution 7-R-bi at this time was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

November 16, 1987

- 7-R-bi. Resolution recognizing and commending Gary "Magic Man" Henry for his outstanding achievements in the recording industry.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, President Martinez.
Absent: Councilmen Payne, Rice, Villani.

Councilman Branch, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Henry.

Mr. Henry thanked the Members of the Municipal Council for presenting him with this honor.

A motion to consider Resolution 7-R-bm at this time was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bm. Resolution recognizing and commending Mesdames Traci Giles and Adria Brantley, Seniors at Marylawn of the Oranges, for their accomplishments in the National Achievement Scholarship Program for Outstanding Negro Students.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Branch on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Ms. Adria Brantley.

Ms. Brantley accepted this commendation and thanked the Council for this resolution.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented 1986 Annual Report of the Passaic Valley Sewerage Commissioners.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 4-b. The City Clerk presented Copy of Minutes of Meeting of Executive Session of Board of Trustees' Meeting of Newark Public Library, held June 24, 1987.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

4-c.

The City Clerk presented Copy of Minutes of Meeting of Board of Trustees of Newark Public Library, held September 23, 1987.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

4-d.

The City Clerk presented Copy of Minutes of Meeting of Executive Session of Board of Trustees' Meeting of Newark Public Library, held September 23, 1987.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

4-e.

The City Clerk presented Copy of Minutes of Meeting of Executive Session of Special Meeting of Board of Trustees of Newark Public Library, held September 30, 1987.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

4-f.

The City Clerk presented Interim Report of City of Newark, for nine months ended September 30, 1987, submitted by Samuel Klein and Company, External Auditors.

(Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made thereon to the Council was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

4-g.

The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held October 15, 1987.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

4-h.

The City Clerk presented Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for the month of October, 1987.

A motion to approve the Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for the month of October, 1987, subject to the receipt of resolutions covering the following: 3 Contractors-Snow Plow Repairs, Parts and Mounting of A Frames-\$350,000.; A & A Automotive-Lubrication, Greasing and Oil Change for Heavy Duty Vehicles-\$100,000.; 9 Contractors-Salt and/or Grit Spreading and Snow Plowing-\$1,599,000.; 11 Contractors-Snow Plowing and Carting-\$600,000. was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes: Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

6-F-a.

The City Clerk read An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.

(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-b.

The City Clerk read An ordinance amending 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street.

(Deleting: Blanchard Street, both sides, beginning 2180 feet north of the northerly curblin of Raymond Boulevard to its terminus.

Adding: Blanchard Street, both sides, beginning at the northerly curblin of Raymond Boulevard extending 600 feet northerly therefrom).

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-c.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Irvine Turner Boulevard as a one-way Street.

(Irvine Turner Boulevard: Southbound, from Clinton Avenue to West Runyon Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-d.

The City Clerk read An ordinance amending Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Elm Street.

(Elm Street: From McCarter Highway to Mulberry Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering).

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-e.

The City Clerk read An ordinance amending Sections 23:5-2, 23:5-4 and 23:5-6, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Clinton Avenue.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-f.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Woodside Avenue and Delavan Avenue as one-way streets.

(Delavan Avenue: Westbound, from Summer Avenue to Woodside Avenue)

(Woodside Avenue: Northbound, from Delavan Avenue to Elwood Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 2, 1987.

6-F-g.

The City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Clinton Avenue - Fabian Place South 18th Street.

(Intersection: Clinton Avenue - Fabian Place - South 18th Street.

Right Turn on Red Prohibition: All Right Turns.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-h.

The City Clerk read An ordinance providing for the vacation of a 654 Sq. Ft. portion of Market Street, as laid out on the Map of the Commissioners to lay out streets, avenues, and squares, located near the intersection of Market Street and Mulberry Street.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

President Martinez: The yeases are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 2, 1987.

6-F-i.

The City Clerk read An ordinance providing for the vacation of a 2364 Sq. Ft. portion of Edison Place, as laid out on the Map of the Commissioners to lay out streets, avenues, and squares, extending on the northerly side of the street between Lot 10 on Block 160 to Lot 21 on Block 160.

(Market Street near Mulberry Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

President Martinez: The yeases are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 2, 1987.

6-F-j.

The City Clerk read An ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title: Definitions, of the Revised Ordinances of the City of Newark, New Jersey (To modify the definition of the term "Town Houses" by removing the requirement of a masonry party wall).

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

President Martinez: The yeases are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 2, 1987.

6-F-k.

The City Clerk read An ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turn prohibitions on Clay Street at McCarter Highway.

(East on Clay Street to north on McCarter Highway, 6:00 A.M. to 9:30 A.M. and 3:30 P.M. to 6:00 P.M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to consider Item 8-1 (A.S.) on Ordinances on First Reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

6-F-1.
(A.S.)

The City Clerk read An ordinance providing for the acceptance and dedication of rights-of-way associated with the development and construction of 111 Mulberry Street, Newark, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 2, 1987.

A motion to consider Item 8-m ((A.S.) on Ordinances on First Reading was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

6-F-m.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6-S & F-g) adopted May 4, 1977 as amended and supplemented (To create limited hour positions)

	<u>Effective</u>	<u>Hours of Service</u>
(First Assistant, Corporation Counsel	1/1/88	500 annually
Legal Assistant	1/1/88	600 annually
Legal Assistant	1/1/88	500 annually)

(Part-time positions in the Law Department, not represented by any bargaining unit. Will be paid from budget appropriation using money from vacancies.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 2, 1987.

November 16, 1987

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 13A, Administration and Regulation of Solid Waste, Chapter 6, Disposal Facilities and Illegal Dumping, Section 4, owner to maintain premises free of litter, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 13A, Administration and Regulation of Solid Waste, Chapter 6, Disposal Facilities and Illegal Dumping, Section 4, Owner to Maintain Premises Free of Litter, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended to read in its entirety as follows:

13A:6-4 Owner to Maintain Premises Free of Litter,

(a) The owner of any property shall at all times maintain the premises free of debris and litter. This section shall not be construed to prohibit the storage of refuse in proper receptacles for collection.

(b) The owner may designate another person to be responsible for maintaining the premises free of debris and litter by filing a notice with the Division of Sanitation in the City of Newark describing the name and address of the person responsible for maintaining the premises free of litter. The person, so designated shall be jointly responsible with the owner for maintaining the premises free of debris and litter.

SECTION 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 11B, Flood Damage Protection, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, (To provide revisions required by the Federal Emergency Management Agency.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 11B:2-1, Definitions, of Chapter 2, Definitions, General Provisions, Title 11B, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, is hereby amended to read in its entirety as follows:

11B:2-1. Definitions.

Unless specifically defined below, words or phrases used in this title shall be interpreted so as to give them the meaning they have in common usage and to give this title its most reasonable application.

(a) **Appeal** means a request for a review of the flood control compliance officer's interpretation of any provision of this title or a request for a variance.

(b) **Area of shallow flooding** means a designated AO zone on the Flood Insurance Rate Map (FIRM). The base flood depths range from 1 to 3 feet; a clearly defined channel does not exist; the path of flooding is unpredictable and indeterminate and velocity flow may be evident.

(c) **Area of special flood hazard** means the land in the flood plain within a community subject to a 1% or greater chance of flooding in any given year.

(d) **Base flood** means the flood having a 1% chance of being equalled or exceeded in any given year.

(e) **Basement** means any area of the building having its floor subgrade (below ground level) on all sides.

(f) **Breakaway wall** means a wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces without causing damage to the elevated portion of the building or supporting foundation system.

(g) **Development** means any man-made change to improved or unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations located within the area of special flood hazard.

(h) **Development permit** means any of the following:

- (1) Construction permit issued by the central permit office.
- (2) Soil erosion and sediment control permit issued by the central permit office.
- (3) Site plan approval issued by the central planning board.

November 16, 1987

(4) Use variance issued by the board of adjustment.

(i) Elevated building means a non-basement building (i) built in the case of a building in a Area of Special Flood Hazard to have the top of the elevated floor or in the case of a building in a Coastal High Hazard Area to have the bottom of the lowest horizontal structural member of the elevated floor elevated above the ground level by means of piling, columns (posts and piers), or shear walls parallel to the flow of the water and (ii) adequately anchored so as not to impair the structural integrity of the building during a flood of up to the magnitude of the base flood. In an Area of Special Flood Hazard "elevated building" also includes a building elevated by means of fill or solid foundation perimeter walls with openings sufficient to facilitate the unimpeded movement of flood waters. In Areas of Coastal High Hazard "elevated building" also includes a building otherwise meeting the definition of "elevated building" even though the lower area is enclosed by means of breakaway walls.

(j) Flood or flooding means a general and temporary condition of partial or complete inundation of normally dry land areas from:

- (1) The overflow of inland or tidal waters and/or
- (2) The unusual and rapid accumulation or runoff of surface waters from any source.

(k) Flood insurance rate map (FIRM) means the official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

(l) Flood insurance study means the official report provided in which the Federal Insurance Administration has provided flood profiles, as well as the flood boundary-flood way map and the water surface elevation of the base flood.

(m) Floodway means the channel of a river or other water course and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than 0.2 foot.

(n) Lowest Floor means the lowest floor of the lowest enclosed area (including basement). An unfinished or flood resistant enclosure, usable solely for the parking of vehicles, building access or storage in an area other than a basement is not considered a buildings lowest floor provided that such enclosure is not built so to render the structure in violation of other applicable non-elevation design requirements.

(o) Manufactured home means a structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when connected to the required utilities. For flood plain management purposes the term "manufactured home" also includes park trailers, travel trailers and other similar vehicles placed on a site for greater than 180 consecutive days. For insurance purposes the term "manufactured home" does not include park trailers, travel trailers and other similar vehicles.

(p) Manufactured home park or manufactured home subdivision means a parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.

(q) New construction means structures for which the "start of construction" commenced on or after the effective date of this title.

(r) Start of Construction (for other than new construction or substantial improvements under the Coastal Barrier Resources Act (P.L. 97-34)) includes substantial improvement and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site such as the pouring of a slab or flooding, the installation of piles, the construction of columns, or any work beyond the stage of excavation; or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling nor does it include the installation of streets and/or walkways; nor does it include excavation for a basement, footings, piers, or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure.

(s) Structure means a walled and roofed building, a mobile home or a gas or liquid storage tank that is principally above ground.

(t) Substantial improvement means any repair, reconstruction or improvement of a structure, the cost of which equals or exceeds 50% of the market value of the structure, either:

- (1) before improvement or repair is started or
- (2) if the structure has been damaged and is being restored, before the damage occurred.

For the purposes of this definition "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor, or other structural part of the building commences whether or not that alteration affects the external dimensions of the structure.

The term does not, however, include either:

- (1) any project for improvement of a structure to comply with existing state or local health, sanitary, or safety code specifications which are solely necessary to assure safe living conditions or
- (2) any alteration of a structure listed on the National Register of Historic Places or a State Inventory of Historic Places.

(u) Variance means a grant of relief from the requirements of this title which permits construction in a manner that would otherwise be prohibited by this title.
(3-5-80,1)

Section 2. Section 11B:3-4, Use of other base flood data, is hereby amended to read in its entirety as follows:

11B:3-4. Use of other base flood data.

When base flood elevation and floodway data has not been provided in accordance with section 11B:2-3. Basis for Establishing the Areas of Special Flood Hazard, the flood control compliance officer shall obtain, review, and reasonably utilize any base flood elevation and floodway data available from a federal, state, or other source in order to administer sections 11B:4-6(a), Specific Standards Residential Construction and 11B:4-6(b), Specific Standards, Non-Residential Construction.

Section 3. Section 11B:4-1(b), Anchoring, is hereby amended to read in its entirety as follows:

(b) All Manufactured homes shall be anchored to resist flotation, collapse or lateral movement. Methods of anchoring may include, but are not to be limited to, use of over-the top or frame ties to ground anchors. This requirement is in addition to applicable State and local anchoring requirements for resisting wind forces.

Section 4. Section 11B:4-3, Utilities, is hereby amended by adding Subsection (d) to read in its entirety as follows:

(d) Electrical, heating, ventilation, plumbing and air-conditioning equipment and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.

Section 5. Section 11B:4-6(b)(3), Non-residential Construction, Specific Standards, is hereby amended to read in its entirety as follows:

(3) Be certified by a registered professional engineer or architect that the design and methods of construction are in accordance with accepted standards of practice for meeting the applicable provisions of this subsection. Such certification shall be provided to the official as set forth in Section 11B:3-5.

Section 6. Section 11B:4-7(b) is hereby amended to read in its entirety as follows:

(b) All manufactured homes to be placed or substantially improved within an area of special flood hazard shall be elevated on a permanent foundation such that the top of the lowest floor is at or above the base flood elevation.

Section 7. Section 11B:4-7(c) Shall be deleted in its entirety.

Section 8. Section 11B:4-9, Enclosure Openings, shall be added, to read in its entirety as follows:

Enclosure Openings

For all new construction and substantial improvements, fully enclosed areas below the lowest floor that are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or must meet or exceed the following minimum criteria: A minimum of two openings having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding shall be provided. The bottom of all openings shall be no higher than one foot above grade. Openings may be equipped with screens, louvers, or other coverings or devices provided they permit the automatic entry and exit of floodwaters.

Section 9. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 10. This ordinance shall take effect upon final passage and publication according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Absent During Roll Call: Councilman Tucker.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 13A, Administration and Regulation of Solid Waste, Chapter 4, Collection and Disposal, Section 1, Definitions and Section 10, Receptacles, Time of Placing and Removing, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to require owners to regulate the placing and removal of receptacles.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Title 13A, Administration and Regulation of Solid Waste, Chapter 4, Collection and Disposal, City of Newark, New Jersey, 1966 as amended and supplemented, be amended to add the following definition.

13A:1-1 Definitions

When used in this ordinance (title) the following shall mean and include:

Owner means any person who has legal Title to any dwelling, with or without accompanying actual possession thereof; or, who has equitable title and is either in actual possession or collects rents therefrom; or, who as executor, executrix, trustee, guardian, or receiver of the estate of the owner, or as mortgagee or as vendee in possession either by virtue of a court order or by agreement or voluntary surrender of the premises by the person holding the legal title, or as collector of rents, has charge, care or control of any dwelling or rooming house. Any person who is a lessee or assignee subletting or assigning any part or all of any dwelling or building shall have joint responsibility over the portion of the premises sublet or assigned, and any person who is designated by the owner and who agrees

November 16, 1987

to be in charge of the premises and who is registered with the Division of Sanitation shall be considered to have joint responsibility with the owner for any violation of this Ordinance.

SECTION 2. That Title 13A, Administration and Regulation of Solid Waste, Chapter 4, Collection and Disposal, Section 10, Receptacles, Time of Placing and Removing of the Revised Ordinances of the City of Newark, New Jersey, 1966, be amended and supplemented, entirely as follows:

13A:4-10. Receptacles: Time of Placing and Removing

- (a) Beginning on November 1st of each year and ending on the last day of April of each year, it shall be unlawful for any owner to place or cause to be placed, or permit to remain on the sidewalk, any receptacle or bundle containing refuse material earlier than 6:00 p.m. on the day prior to that premises regular collection day as established by the director of the department of engineering.

Beginning on May 1st of each year and ending on the last day of October of each year, it shall be unlawful for any owner to place, or cause to be placed, or permit to remain on the sidewalk, any receptacle or bundle containing refuse material earlier than 8:00 p.m. on the day prior to that premises regular collection day as established by the director of the department of engineering.

No owner shall allow or permit any empty receptacle to remain upon such sidewalk more than six hours after the contents have been collected.

- (b) Whenever a premises' waste is removed at the owners' expense by an authorized collector other than the city or its agent, as set forth in Section 13A:4-14, such owner shall arrange with the collector to have the waste removed on the same day as the regularly scheduled collection for that area, as set forth by the director of the department of engineering. In the event that the premises receives once a week collection, the owner may choose either of the regularly scheduled collection days in arranging for the premises' collection. If the premises receives collection

on more days than the city normally collects in the area, the waste may be placed at the curb at the time set forth in 13A:4-10(a) as long as such waste is collected before 6:00 a.m. the following day. If collection does not occur before 6:00 a.m., the waste shall be retained in a secured manner whether within or behind the premises and shall not be placed at the curb until the authorized collector arrives at the premises, except on the day the city normally collects in that area.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of premises commonly known as 239-241 South Orange Avenue, Block 261, Lot 56, to the New Jersey Housing and Mortgage Finance Agency pursuant to the provisions of N.J.S.A. 40A:12-13(b).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 239-241 South Orange Avenue, Newark, New Jersey, Block 261, Lot 56, on the Official Tax Map and Tax Duplicate (year 1987) of the City of Newark, New Jersey is not needed for public purposes by the City of Newark.

Section 2. That the premises commonly known as 239-241 South Orange Avenue, Newark, New Jersey, Block 261, Lot 56, be sold to New Jersey Housing & Mortgage Finance Agency, a body corporate and politic, by private sale for the amount of \$70,000 pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).

Section 3. That the Director of Development be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 4. That a copy of the executed deed shall be placed on file in the Office of the City Clerk and in the Law Department.

Section 5. This Ordinance shall take effect upon publication and passage according to law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

November 16, 1987

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting approval for air rights to the Gateway South Urban Renewal Association to construct and maintain at its own expense a pedestrian bridge over Market Street from the southerly wall of the "Gateway III Parking Garage" to the northerly wall of the "Gateway South Parking Garage".

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Gateway South Urban Renewal Association, a New Jersey Partnership, qualified under the Urban Renewal Corporation and Association Law of 1961, and designated by the Housing Authority of the City of Newark as one of its developers, is the owner of, and is in the process of developing an area in the City of Newark, known as the "Gateway South Parking Garage", which area is bounded by Market Street, Mulberry Street, McCarter Highway and Edison Place in the City of Newark, New Jersey; and

WHEREAS, the Gateway South Urban Renewal Association desires to construct and maintain at its own expense a pedestrian bridge above Market Street as it now exists, all within the area as set forth in the metes and bounds description prepared by Recon, Inc. attached hereto as Exhibit "A".

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That permission be and the same is hereby given to the Gateway South Urban Renewal Association at its own expense, to construct and maintain said pedestrian bridge crossing Market Street from the southerly wall of the "Gateway III Parking Garage" to the northerly wall of the "Gateway South Parking Garage", specifically described in the metes and bounds description prepared by Recon, Inc., a copy of which is attached hereto as Exhibit "A".

Section 2. That such permission be and the same is hereby granted upon the condition that the Gateway South Urban Renewal Association shall secure the necessary permits from the City of Newark and that the construction of said bridge shall comply with the permit and provisions of the State of New Jersey, Department of Labor and Industry, Division of Labor, Bureau of Engineering and Safety, the Uniform Construction Code and any and all applicable Law, Statutes and Ordinances.

Section 3. That such permission be and the same is hereby given upon condition and provision that the Gateway South Urban Renewal Association, its successors and assigns shall indemnify and save harmless the City of Newark its officers, agents and servants from, and at its own expense, defend any and all claim or claims whatsoever arising from or occasioned by the defective design or construction or that may arise from want of repairs and shall indemnify and save harmless the said City of Newark, its officers, agents and servants from, and at its own expense, defend any and all claims whatsoever for injuries or other damages suffered or sustained by any person, firm or corporation as a result of the construction, use, operation or repair of the said structure or as a result of or in any way connected with the granting of this permission.

Section 4. In addition to the indemnity agreement aforesaid the Gateway South Urban Renewal Association, its successors and assigns, shall at its own cost and expense procure and keep in full force and effect paid-up policies for comprehensive general liability insurance in favor of the City of Newark, in the amount of at least \$1,000,000.00 for injury to any one person and \$5,000,000.00 to more than one person arising out of any one accident, and property damage insurance insuring the City of Newark as its interest may appear against any and all claims for damage to property of others to the extent of \$250,000.00 said policies to be approved by the Corporation Counsel and proof of said insurance coverage to be filed with the City Clerk. The City of Newark, through the office of the Corporation Counsel, shall periodically review the amount of liability insurance required under this agreement and shall have the right to increase the amount of insurance deemed by the City to be in the best interest of the City.

Section 5. That such permission be and the same is hereby given upon condition and provision that the Gateway South Urban Renewal Association shall enter into an aerial easement agreement with the City of Newark. This agreement shall be executed on behalf of the City of Newark by the Mayor and attested to by the City Clerk who shall affix the City Seal thereto. An executed copy of the agreement shall be filed with the City Clerk.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with law.

Section 7. The cost of advertising this Ordinance shall be borne by the Gateway South Urban Renewal Association.

*President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 15, Housing, by enacting Article 10, Window Guards, in Chapter 4, Dwelling; Responsibility of Owner and Operator for General Maintenance; and creating a new Section 35, entitled, Window Guards Required, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The owner, lessee, agent or other person who manages or controls any rented dwelling shall provide, install, and maintain a window guard of a type deemed acceptable by the Department of Land Use Control, on each window of every apartment in which a child who is at least 6 months of age but no older than 10 years of age resides and on the windows, if any, in the public halls of said rented dwelling in which such child resides, except that this Section shall not apply to windows giving access to fire escapes, patios and other areas where a person may exit without falling more than 6 feet.

November 16, 1987

Section 2. The owner, lessee, agent or other person who manages or controls a multiple dwelling shall not be held liable for having violated the provisions of this section when:

A). The tenant of an apartment fails to respond to a notice, sent in a form approved by the Director of Land Use Control inquiring whether or not a child between 6 months and 10 years of age resides in the subject apartment.

B). The tenant responds that no child within such age groups resides therein; or

C). Unless and until a tenant who has previously responded that no child within such age group resides in the subject apartment and thereafter such a child does become a resident therein, shall have notified the Department of Land Use Control that such child is currently in residence therein.

Section 3. The Director of Land Use Control is authorized and empowered to issue such regulations as he may deem reasonably necessary to carry out the purpose of this ordinance, insure the proper function of window guards, and provide for the safety of apartment dwellers. Such regulations shall be in writing and shall be given to each owner, lessee, agent or other person who manages or controls a multiple dwelling at the time of the acceptance of his registration or at the time of the amendment thereof. It shall be a violation of this ordinance to violate the regulations of the Director of Land Use control.

Section 4. Anyone found to be in violation of this section shall, upon conviction, be fined in the amount of \$100. or in an amount not to exceed \$1,000. or by imprisonment for a term not to exceed 90 days or both.

Section 5. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 6. This ordinance shall take effect 60 days after final passage and publication in accordance with the Laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 4, Alcoholic Beverages, Chapter 2, License, Section 12 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 4, Chapter 2, Section 12 of the Revised Ordinances of the City of Newark, New Jersey, is hereby amended to read as follows:

4:2-12. New License of transfer from place to place: notice to property owners.

(a). Every applicant for a new license or for transfer from place to place shall give written notice of such application, at least 5 days prior to newspaper publication of second notice of application, to all owners of property within 1000 feet of the premises sought to be licensed.

(b). The 1,000 feet referred to in this section shall be measured in direct lines from the nearest points of the perimeters on the premises sought to be licensed, whereby said premises becomes the focal point of all measurements, to the nearest points on the perimeters of the other premises. Any other premises falling within such distance, in part or in whole, shall be deemed to be within such 1,000 feet for the purpose of this title, all as indicated on a map showing these facts. Such maps shall be filed with the issuing authority before hearing.

Section 2. All prior ordinances or part thereof inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To create the title Superintendent of Public Property in the Department of General Services)

(Creating title of Superintendent of Public Property in Department of General Services to replace current position title of Chief, Division of Public Buildings; incumbent in latter title will be appointed to this new position. No net increase in number of positions; newly created position will be represented by AFSCME Local 2297; fiscal impact-1987-\$1,250.; title Chief, Division of Public Buildings, cannot be abolished by ordinance to permit the employee to retain his permanent Civil Service status as well as his longevity pay.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an "Ordinance creating positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 as amended and supplemented be amended to create the title, "Superintendent of Public Property, as follows, to wit:

November 16, 1987

POSITION

Superintendent of
Public Property
3832 (40 Hrs.)

\$26,244.70 - \$31,900.41

SECTION 2. The establishment of the hereinabove title shall be effective as of July 1, 1987.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by adding thereto a new Chapter 8, Certificate of Occupancy required for the sale, transfer, conveyance of residential property.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and is hereby amended and supplemented by adding thereto a new Chapter 8 to read in its entirety as follows:

27:8-1. Certificates of occupancy; application.

Any person who intends to sell, transfer or convey, by deed or otherwise, any residence; dwelling, apartment house or structure intended for human habitation must make application to the Superintendent of Buildings or his designee for inspection of the premises in order that determination may be made whether or not such residence conforms to the provisions of this chapter.

27:8-2. Inspections; issuance of certificates of occupancy

The Superintendent of Buildings shall cause an inspection to be made within fifteen (15) days after the request for same has been made to the Superintendent of Buildings by the proposed seller. If, upon inspection of the residence, it shall be determined that no evidence of any violation of this chapter exists, the Superintendent of Buildings or his designee shall, within fifteen (15) days after the inspection has been completed, cause to be issued a certificate of occupancy, stating that said residence conforms to the provisions of this title.

27:8-3. Fees

Fees for inspections for certificates of occupancy shall be as follows:

Type	Fee
1-unit dwelling	\$ 40.00
2-unit dwelling	50.00
3-unit dwelling	60.00
4-unit dwelling	70.00
5-to 10-unit dwelling	100.00
11-or more unit dwelling	250.00
First reinspection	No Charge
Second reinspection	30.00
Third and subsequent reinspection	50.00

27:8-4. Limitation

If the premises be sold, transferred or conveyed within six months from the date of the issuance of the certificate of occupancy, no further inspection shall be required. If sold, transferred or conveyed after six months from the date of issuance, a further inspection shall be required and a new certificate of occupancy shall issue as set forth herein.

27:8-5. Judicial Sales

The provisions of this ordinance shall not apply to judicial sales except that after a title has been taken by the purchaser from such judicial offer, then the purchaser shall make application for a certificate of occupancy in accordance with the provisions herein.

Section 2. The term "person" shall be read to mean as follows:

Person: The word "person" includes corporations, companies, associations, societies, firms, partnerships and joint stock companies, as well as individuals, unless restricted by the context to an individual as distinguished from a corporate entity or unless specifically restricted to one or some of the above enumerated synonyms, or any other legal entity recognized in law.

Section 3. All prior ordinances or parts thereof which are inconsistent with the provisions herein are hereby repealed.

Section 4. This ordinance shall take effect after final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond ordinance reappropriating cash balances from previously adopted capital ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations, and transferring \$2,885,551.26 to the Capital Surplus Fund and appropriating \$2,721,066. from the Capital Surplus Fund to the purposes set forth herein for various capital improvements to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Debt Statement filed. Awaiting approval of Division of Local Government Services.)

A motion to defer action on the ordinance awaiting approval of Division of Local Government Services was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Malvern Street.

(Malvern Street, North side, beginning at the westerly curblin of Pulaski Street and extending 90 feet westerly therefrom.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

(Ordinance tabled April 15, 1987)

(Ordinance removed from the table October 21, 1987)

A motion to table the ordinance and directing the City Clerk to communicate with Director of Engineering Zach requesting him to meet with the concerned persons of the area and report back with his findings to the Council was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-S & F-l.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Hensler Street as a one-way street.

(Hensler Street, Northbound, from Niagara Street to Wilson Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

HEARINGS OF CITIZENS.

- 6-HC-a.** MR. HERBERT JONES, 12 GAREIS STREET, NEWARK, NEW JERSEY addressed the Members of the Municipal Council registering complaints on property 12 Gareis Street. The speaker noted he has gone to various City agencies for assistance but to no avail.
- President Martinez directed the City Clerk to forward verbatim transcript of remarks made by Mr. Jones to Business Administrator Monteilh requesting he arrange for appropriate responses from city officials concerned and forward same to the Members of the Municipal Council.
- 6-HC-b.** MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council in opposition to the demolition of Columbus Homes.
- 6-HC-c.** MS. HANAN SHAKIR, 217 SEYMOUR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to difficulties she is experiencing in contacting federal and state agencies to register complaints.
- 6-HC-d.** MS. ETHEL SYKES, 1013 SOUTH ORANGE AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to displacement of families residing within the Columbus Homes. The speaker also noted that some residents were allowed to fall behind in rent payments and when they weren't able to pay, were evicted.
- Councilman Carrino noted that tenants now living in Columbus Homes would have an opportunity to be relocated into new low rise apartments to be built in that area.
- President Martinez directed the City Clerk to invite Executive Director Buck, Newark Housing Authority, to meet with the Council at a future special conference to discuss the eviction policy of the Housing Authority.
- 6-HC-e.** MR. WILBUR HOOPER, SR., 167 PENNSYLVANIA AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council commending Police Director Greenleaf in his efforts to gurtail prostitution in the area of Miller Street School. The speaker also addressed the issue of neighborhood problems.

President Martinez directed the City Clerk to invite Essex County Prosecutor Tate; Essex County Sheriff D'Alessio, Mayor James, Business Administrator Monteilh, Corporation Counsel Grant, Director of Engineering Zach, Director of Development Lucas and Director of Land Use Control McLucas to meet with the Council at a future special conference to discuss law enforcement and neighborhood problems.

A motion to consider Resolution 7-R-cz (A.S.) adopted October 7, 1987 was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Resolution recognizing and commending various community leaders for organizing the Newark contingent and coordinating the logistics for the successful conduct of the "First Annual New Jersey State Symposium on Programs for the Black Aging" which was held on September 9, 1987.

Councilman Tucker, on behalf of the Municipal Council presented a medallion to Mrs. Naomi Epps.

Mrs. Epps thanked the Municipal Council for presenting her with this honor.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

Resolution authorizing Councilman-at-Large Donald Tucker to retain the law firm of Brown & Brown, Attorneys-at-Law, as Legal Counsel for the purpose of representing him in defense of litigation filed against him by the Board of Commissioners of the Newark Housing Authority.

A motion to defer action on the resolution was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne.

No: Councilmen Rice, Tucker.

Not Voting: President Martinez.

Absent During Roll Call: Councilwoman Villani.

A motion to reconsider the resolution was made by Councilman Rice, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen Payne, Rice, Tucker.

No: Councilmen Branch, Carrino.

Not Voting: Councilmen Grant, Harris, Villani, President Martinez.

A lengthy discussion was held by the Members of the Municipal Council.

A motion to reconsider and adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Payne, Rice, Tucker, President Martinez.

Not Voting: Councilmen Branch, Carrino, Harris, Villani.

At a later time in the meeting, after Resolution 7-R-bc, Councilwoman Villani requested her vote be changed from not voting to the affirmative.

A motion to reconsider and adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Grant, Payne, Rice, Tucker, Villani, President Martinez.

Not Voting: Councilmen Branch, Carrino, Harris.

7-R-b.

Resolution requesting the City Administration to strictly enforce the provisions of the Revised Ordinances of the City of Newark 27:8-1 et seq. (Deals with Certificate of Occupancy)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-c.

Resolution amending Resolution 7-R-d, December 30, 1986, "Resolution establishing the pre-meeting conferences, regular meetings and special conferences of the Newark Municipal Council for the year 1987," by rescheduling the December 15, 1987 pre-meeting conference and the December 16, 1987 regular meeting to December 22, 1987; further, rescheduling the December 22, 1987 special conference to December 8, 1987 and the December 30, 1987 year end meeting to December 29, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-d.

Resolution ratifying and authorizing Business Administrator to enter into contract with Rosenberg and Associates, 161 Eagle Rock Avenue, Roseland, New Jersey, determined to be only responsible bid, to provide Certified Shorthand Reporting Services, October 1, 1987 to September 30, 1988, for \$60,000., \$10,000. encumbered from 1987 Budget of various Agencies; additional 1987 and 1988 expenditures are contingent upon and subject to appropriation and certification of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-e.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Council to enter into and execute contract with Jewish Vocational Service-Emigre Resettlement Center, English as a Second Language Training Program, Number PY 87-28-01-N, for \$2,000., November 4, 1987 to June 30, 1988; source of funds - New Jersey Department of Labor, Employment and Training Administration. (Contract awarded without competitive bidding pursuant to N.J.S.A. 40A:11-3)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-f.

Resolution authorizing Director of Engineering to accept proposal of Rambusch, 40 West 13th Street, New York, New York, to develop a master plan for the interior rehabilitation of City Hall, for total sum of \$38,000.; funds provided in Capital Budget. (Contract awarded without competitive bidding pursuant to N.J.S.A. 40A:11-3)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-g.

Resolution ratifying and authorizing Director of Engineering to execute contract with Trigen Energy Corporation, 333 Park Avenue South, New York, New York, June 1, 1987 to May 31, 1988, for \$10,000., for professional services for purpose of performing a district heating and cooling feasibility assessment; grant of \$10,000. received from New Jersey Department of Community Affairs. (Contract awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1) (a) of Local Public Contracts Law)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-h.

Resolution authorizing Mayor and Director of Health and Human Services to submit application, when it becomes available, to United States Department of Housing and Urban Development; pursuant to Subtitle D of Title IV of Stewart B. McKinney Homeless Assistance Act (Pub. L. 100-77), approved July 22, 1987, does not require expenditure of any public funds by City of Newark. (Assisting in the purchase, lease, renovation, or conversion of facilities or the provision of supportive services for homeless individuals)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-i.

Resolution authorizing Mayor and Director of Health and Human Services to submit application, when it becomes available, to United States Department of Housing and Urban Development; pursuant to Subtitle C of Title IV of Stewart B. McKinney Homeless Assistance Act (Pub. L. 100-77), approved July 22, 1987, does not require expenditure of any public funds by City of Newark. (Provide housing and supportive services to facilitate the movement of homeless individuals to independent living.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-j.

Resolution authorizing Mayor and Director of Health and Human Services to submit application, when it becomes available, to United States Department of Housing and Urban Development; pursuant to Subtitle C of Title V of Stewart B. McKinney Homeless Assistance Act (Pub. L. 100-77), approved July 22, 1987, does not require expenditure of any public funds by City of Newark. (Provide emergency shelter for homeless individuals and families)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-k.

Resolution authorizing Police Director to enter into grant agreement with New Jersey Police Training Commission, State of New Jersey to accept \$11,351. to train Police Officers in Crime Prevention, Newark Police Department will match this amount by providing staff and facilities minimum of 77 police officers.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-l.

Resolution amending Resolution 7-R-dn (A.S.), August 5, 1987, contract with Lawrence Belcher, to audit City of Newark's Urban Development Action Grant (UDAG) for period January 1, 1983 to December 31, 1984; in amount of \$915,000., by amending Section 7 Paragraph #2 of contract for Professional Liability Insurance.

(Toys-R-Us)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-m.

Resolution authorizing Director of Finance to issue check in amount of \$5,000., payable to Jeanette and John Blevis and their attorney, Edward A. Dreskin upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking damages for personal injuries allegedly sustained as result of negligence by City of Newark and New Jersey Transit Company. (New Jersey Transit Company - \$60,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-n.

Resolution authorizing Director of Finance to issue check in amount of \$2,000., payable to Max and Sonia Goldberg and their attorneys Fish, Field and Greenspoon, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, seeking damages for personal injuries allegedly sustained as result of negligence of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-o.

Resolution authorizing Director of Finance to issue check in amount of \$6,000., payable to Steve Ely and his attorneys Shapiro and Berardi, 17 Academy Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, for personal injuries allegedly sustained as result of negligence of City employees.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-p.

Resolution authorizing Director of Finance to issue check in amount of \$4,500., payable to Patrick Cianicullo and his attorney Ralph Colosanti, 307 Broad Street, Bloomfield, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in United States District Court for District of New Jersey against City of Newark and a City employee, seeking damages for personal injuries allegedly sustained as result of acts of said employee.

(Copy of resolution and correspondence submitted to each Member of the Council)

467

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-q.

Resolution authorizing Director of Finance to issue check in amount of \$1,000., payable to Lance Collins and his attorney Joseph A. Fortunato, 37 North Fullerton Avenue, Montclair, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in United States District Court for District of New Jersey against City of Newark and a City employee, seeking damages for personal injuries sustained as result of the acts of said employee.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-r.

Resolution authorizing Director of Finance to issue check in amount of \$5,000., payable to William Nasmith and his attorneys Cohn and Lifland, Park 80 Plaza West One, Saddle Brook, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Federal District Court for District of New Jersey, seeking damages for personal injuries allegedly sustained as result of actions of employees of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-s.

Resolution authorizing Director of Finance to issue check in amount of \$6,000., payable to Janie Balkum and her attorney Jeffrey S. Feldman, 133 South Livingston Avenue, Livingston, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; seeking damages for personal injuries allegedly sustained on property owned by the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-t.

Resolution authorizing Director of Finance to issue check in amount of \$10,000., payable to Timothy Alexander and his attorney Richard Thayer, 1379 Morris Avenue, Union, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in United States District Court for District of New Jersey, seeking damages for personal injuries allegedly sustained as result of acts of an employee of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Corporation Counsel Grant met with Council November 16, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-u.

Resolution authorizing Director of Finance to issue check in amount of \$7,000., payable to Lillie Bond and her attorneys Kirsch and Gelband, 17 Academy Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; made claim to City of Newark for injuries allegedly sustained in February, 1986.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-v.

Resolution authorizing Director of Finance to issue check in amount of \$6,500., payable to Angelo LiVecchi and his attorneys Mandelbaum, Salsburg, Gold and Lazaris, 155 Prospect Avenue, West Orange, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, for personal injuries allegedly sustained on February 12, 1985 in and around area Congress Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-w.

Resolution authorizing Corporation Counsel to accept payment of \$25,000. from Rico Meat Packing Company and Sam Lanzaro Realty Company as payment of demolition lien against 77-79 Euclid Avenue Block 2406, Lot 1.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-x.

Resolution authorizing City Treasurer to refund to Marlisan Corporation, 203 Pomona Avenue, Newark, New Jersey 07112, also known as Block 3713, Lot 39, the sum of \$96.22 now on record in the Division of Water Accounting and Customer Service, due to overpayment of water/sewer charges in 1986, Account No. 06-274-0400-00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-y.

Resolution authorizing transfer of funds from Department of Fire, Division of Fire, Personnel Services-\$150,000. to Services by Contract or Agreement, Materials and Supplies-\$150,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Monteilh and Firemen's Benevolent Association President Gerow met with the Council November 16, 1987)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

November 16, 1987

7-R-z.

Resolution authorizing transfer of Housing and Community Development Act, XIII Funds, from Police Security, Salaries and Wages-\$5,373. to North Newark Senior Center Other Expenses-\$2,033. and Mother Nellie Grier Senior Center, Other Expenses-\$3,340., totalling \$5,373.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ba.

Resolution authorizing transfer of Housing and Community Development Act, XI Funds, from Reprogrammable Funds, Other Expenses-\$350,000. to Essex Substance Abuse Treatment Center, Other Expenses-\$250,000. Interracial Council for Business Opportunity, Other Expenses-\$50,000. and Newark Alumni, Inc., Other Expenses-\$50,000., totalling \$350,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by separating the projects into three resolutions was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Rice.

7-R-ba-1.

Resolution authorizing transfer of Housing and Community Development Act, XI Funds, from Reprogrammable Funds, Other Expenses-\$250,000. to Essex Substance Abuse Treatment Center, Other Expenses-\$250,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the resolution to Administration was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ba-2.

Resolution authorizing transfer of Housing and Community Development Act, XI Funds, from Reprogrammable Funds, Other Expenses-\$50,000. to Interracial Council for Business Opportunity, Other Expenses-\$50,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ba-3.

Resolution authorizing transfer of Housing and Community Development Act, XI Funds, from Reprogrammable Funds, Other Expenses-\$50,000., to Newark Alumni, Inc., Other Expenses-\$50,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bb.

Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Nutrition Project for the Elderly, 1987, \$24,498.89; item available from Essex County Department of Citizen Services, Division on Aging.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bc.

Resolution authorizing Business Administrator to enter into Installment Agreement with each "Occupant of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due on any property shall be made in substantially equal monthly installments over period not exceeding three years; current monthly charges shall be paid concurrently with the monthly installments. (In accordance with ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bd.

Resolution designating reserved parking area for handicapped motorists on Clifton Avenue, east side, beginning 297 feet north of the northerly curblin of Park Avenue and extending 25 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-be.

Resolution designating reserved parking for handicapped motorists on North 5th Street, west side, beginning 134 feet north of the northerly curblin of Abington Avenue and extending 25 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bf.

Resolution designating reserved parking for handicapped motorists on Parker Street, east side, beginning 810 feet north of the northerly curblin of Park Avenue and extending 25 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bg.

Resolution designating reserved parking for handicapped motorists on Oxford Street, west side, beginning 333 feet south of the southerly curblin of Raymond Boulevard and extending 60 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bh.

Resolution redesignating bus stop locations throughout City of Newark, and installing bus stop signs throughout City of Newark; pursuant to N.J.S.A. 39:197; further rescinding all bus stop resolutions prior to this resolution. (1979 Transportation Bond Issue provided funds to New Jersey Transit for purchase and installation of bus stop signs throughout State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bi.

Resolution recognizing and commending Gary "Magic Man" Henry for his outstanding achievements in the recording industry.

(For action on this resolution, see pages 1 and 2 in the minutes of this meeting)

7-R-bj.

Resolution strongly urging the Administration to strictly enforce the State Statutes and municipal ordinances prohibiting prostitution especially in the vicinity of Miller Street School.

A motion to amend the resolution by adding the area of North Broad Street and Clay Street was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bk.

Resolution recognizing and commending the Guyton-Callahan American Legion Post 152 for the conduct of a most successful program to assist their fellow veterans and families as well as providing a much needed community service for the benefit of the Newark Area.

(For action on this resolution, see page 1 in the minutes of this meeting)

7-R-bl.

Resolution appointing Mr. Lawrence E. Pratt to serve as a Member of the Board of Directors of the Newark Watershed Conservation and Development Corporation.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bm.

Resolution recognizing and commending Mesdames Traci Giles and Adria Brantley, Seniors at Marylawn of the Oranges, for their accomplishments in the National Achievement Scholarship Program for Outstanding Negro Students.

(For action on this resolution, see page 2 in the minutes of this meeting)

7-R-bn.
(A.S.)

Resolution recognizing and commending the Newark Firms of Doublexposure and Soigne Designs for their fund raising affairs to battle AIDS held on November 15, 1987, at the Quality Inn in Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-R-bo.
(A.S.)

Resolution recognizing and commending Maria Perez for her exemplary service as Supervising Personnel Clerk Typist in the Division of Personnel on November 13, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-R-bp.
(A.S.)

Resolution authorizing Director of Development to negotiate terms of contract with Fleming Corporation for Bergen Street Corridor Project (negotiated contract to be submitted for approval by the Municipal Council); further, conditionally designating the Fleming Corporation as the developer for the Bergen Street Corridor Project subject to contract be negotiated between Developer and Director of Development within 120 days of adoption of this resolution.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bq.
(A.S.)

Resolution recognizing and commending John Alati on his selection as Man of the Year by the Saint James Benefactors Club on November 14, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-R-br.
(A.S.)

Resolution recognizing and commending long-time Newark resident Arthur James on the joyful occasion of his Ninetieth Birthday on November 18, 1987, in Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-R-bs.
(A.S.)

Resolution authorizing Director of Engineering to enter into a 45 day trial agreement with Occupational Training Center of Essex County to provide curbside newspaper collection service in amount of \$490. per crew per day; if contract is viable and fiscally sound contract shall be extended to one year from date of approval; total contract not to exceed \$150,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-R-bt.
(A.S.)

Resolution recognizing and commending Mrs. Sallie Holmes on the blessed occasion of her Seventy-Fifth Birthday on November 18, 1987, in Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-R-bu.
(A.S.)

Resolution designating Sunday, December 6, 1987, as "Archie Callahan Remembrance Day" in memory of Archie Callahan, a native Newarker, who gave his life in service to his country at Pearl Harbor on December 7, 1941.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-R-bv.
(A.S.)

Resolution approving constable bond in the amount of \$1,000. issued to Earl Edwards, as to form, amount and sufficiency.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-R-bw.
(A.S.)

Resolution authorizing Director of Engineering to execute Contract 87-17, Delancy Street Extension, with M. & L. Co., Inc., 914 Doremus Avenue, Newark, New Jersey, lowest responsible bid submitted, in sum of \$294,300.; further, authorizing Director of Engineering to execute change orders as needed to fulfill the goals of this project in net amount not to exceed an additional \$8,400.; \$113,780. available in 1987 Capital Budget, balance of \$180,520. to be provided by transfer of funds in 1987 Capital Budget or by 1988 Capital Budget, subject to approval by Municipal Council.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-R-bx.
(A.S.)

Resolution designating Krueger/Scott Mansion and the adjoining buildings, located at 597-609 Dr. Martin Luther King, Jr., Boulevard (also known as Block 2508, Lots 29, 34 and 52) be utilized as an Afro-American Cultural Center and Museum, and that a municipal, non-profit corporation be formed to solicit funds for the management of the facility.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-R-by.
(A.S.)

Resolution authorizing Director of Finance to issue check in amount of \$14,915., to Alfred F. Brown, Attorney, 5 Commerce Street, Newark New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel, for defense of Wendell Scott who was suspended from his employment with the City of Newark pending criminal litigation from which he was subsequently acquitted.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-R-bz.
(A.S.)

Resolution authorizing Councilman Anthony Carrino to retain the services of legal counsel for the purpose of representing him in litigation between the Board of Commissioners of the Housing Authority of the City of Newark (plaintiff) versus Donald Tucker (defendant).

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Not Voting: Councilman Branch.

Absent During Roll Call: Councilman Harris.

MOTIONS.

7-M-a.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LINZO JENKINS, A FORMER CITY OF NEWARK EMPLOYEE was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-b.

A MOTION REQUESTING A WRITTEN REPORT FROM POLICE DIRECTOR GREENLEAF AS TO WHAT STEPS HE HAS TAKEN TO STOP THE PARKING OF TRUCKS IN THE SOUTH 10TH STREET AREA was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-c.

A MOTION REQUESTING LAW DEPARTMENT TO PREPARE AN ORDINANCE AMENDING TITLE 14, CHAPTER 2, SECTION 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED TO REQUIRE PERSONS CONVICTED OF PATRONIZING PROSTITUTES FOR THE PURPOSE OF BEING HIRED TO ENGAGE IN SEXUAL ACTIVITY TO PAY FOR THE MEDICAL EXAMINATIONS FOR BOTH THE PATRON AND THE PROSTITUTE TO DETERMINE IF EITHER HAS BEEN INFECTED WITH THE ACQUIRED IMMUNE DEFICIENCY SYNDROME (AIDS) VIRUS, OR ANY RELATED DISEASE(S) was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-d.

A MOTION REQUESTING FROM DIRECTOR OF LAND USE CONTROL MCLUCAS AND DIRECTOR OF ENGINEERING ZACH INSPECTION OF 17 WAKEMAN AVENUE was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-e.

A MOTION DIRECTING THE CITY CLERK TO INVITE EXECUTIVE DIRECTOR BUCK AND COMMISSIONERS OF THE NEWARK HOUSING AUTHORITY TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS THEIR EVICTION POLICY was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.

7-M-f.

A MOTION REQUESTING THE MUNICIPAL COUNCIL TO CONSIDER ARRANGING FOR THE SUBMISSION OF NAMES OF EACH PERSON CONVICTED FOR SOLICITING PROSTITUTION IN THE CITY OF NEWARK TO THE STAR LEDGER FOR PUBLICATION IN THE NEWARK SUPPLEMENT SECTION; FURTHER, IF THE STAR LEDGER REFUSES TO PUBLISH THE AFORESAID NAMES, THAT THE COUNCIL CONSIDER PAYING FOR THE SPACE TO PUBLISH THESE NAMES was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilman Harris.

7-M-g.

A MOTION DIRECTING THE CITY CLERK TO INVITE TO A FUTURE SPECIAL CONFERENCE BUSINESS ADMINISTRATOR MONTEILH, CORPORATION COUNSEL GRANT, POLICE DIRECTOR GREENLEAF AND THE REPRESENTATIVES FROM THE NEWARK STAR LEDGER TO DISCUSS THE ISSUE OF PUBLICATION OF NEWS ITEMS RELATING TO POLICE ARRESTS IN CONNECTION WITH PROSTITUTION was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.
 Absent During Roll Call: Councilmen Harris, Rice.

7-M-h.

A MOTION REQUESTING THAT IN THE ARREST AND CONVICTION OF PERSONS FOR PROSTITUTION IN THE CITY OF NEWARK, THE APPROPRIATE CITY OFFICIAL SHOULD ADVISE THE MUNICIPAL COURT JUDGE HEARING THE MATTER OF ALL INFORMATION IN CITY FILES RELATING TO THE RESULTS OF ANY PRIOR HEALTH EXAMINATION OF THE DEFENDANT INCLUDING INFORMATION RELATING TO A POSITIVE TEST FOR AIDS was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Harris, Rice.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Monteilh, received November 5, 1987, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Tiffany Boulevard."

(Tiffany Boulevard; South Side, from Mt. Prospect Avenue westerly to Highland Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 2, 1987 Agenda of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Harris, Rice.

8-b.

The City Clerk presented Communication from Business Administrator Monteilh, received November 5, 1987, enclosing proposed "Ordinance amending Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising reserved parking spaces on Oxford Street."

(Deleting Oxford Street; West Side, beginning 333 feet south of the southerly curblin of Raymond Boulevard and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion directing the City Clerk to place this ordinance on the December 2, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Harris, Rice.

8-c.

The City Clerk presented Communication from Business Administrator Monteilh, received November 5, 1987, enclosing proposed "Ordinance authorizing the cancellation of Taxes, Interest and Penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987, on property owned by Woodland Corporation, Inc., (Church), and located at 396-398 18th Avenue, Block 2608, Lots 63 and 64, Newark, New Jersey."

(\$8,270.53 plus applicable fees and interest for the years 1986 and 1987. Failed to file continuing statement for tax exemption status)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 2, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Harris, Rice.

8-d.

The City Clerk presented Communication from Business Administrator Monteilh, received November 5, 1987, enclosing proposed "Ordinance to amend Title 17, Offenses, Miscellaneous; Chapter 3A, Noise Control Ordinance; Section 8 (f), Exemptions and Section 12, Standing Motor Vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To correct certain references)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 2, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Harris, Rice.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received November 5, 1987, enclosing proposed "Ordinance authorizing the Business Administrator to enter into a lease agreement with Choices, Inc., for the period December 1, 1987 to November 30, 1992 for the sum of \$1.00 per year for second floor of 15 Roseville Avenue, Block 1873, Lot 5."

(Half-way Home)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 2, 1987 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Harris, Rice.

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received November 5, 1987, enclosing proposed "Ordinance providing for the vacation of Gray Street as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of West Market Street to the southerly line of Orange Street."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the December 2, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Harris.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received November 5, 1987, enclosing proposed "Ordinance providing for the vacation of Thirteenth Avenue as laid out 60 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the westerly line of Bergen Street to the easterly line of Camden Street."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the December 2, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Harris.

8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received November 5, 1987, enclosing proposed "Ordinance to amend and ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor' (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create certain position titles and abolish others in the Department of Finance)."

(Title changes due to reclassification by New Jersey Department of Personnel. Titles represented by Essex Council No. 1, Civil Service Association. Five titles changed but only one being abolished since other titles have other incumbents serving in them. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 2, 1987 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Harris.

8-i.

The City Clerk presented Communication from Business Administrator Monteilh, received November 5, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Inspector, City Owned Property in the Department of Development)"

(Inspector,		
City Owned Property (1)	1/1/87	\$20,113.86 - \$23,991.25
(40 Hours)	1/1/88	21,110.55 - 25,190.81)

(Title change due to reclassification of New Jersey Department of Personnel. Represented by AFSCME Local 2299. No salary change. Title not being abolished since there are other incumbents in same title.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 2, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Harris.

8-j.

The City Clerk presented Communication from Business Administrator Monteilh, received November 5, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor' (6-S & F-d) adopted May 4, 1977 as amended and supplemented (To create the title of Coordinator of Federal and State Aid in the Department of Administration)."

(Coordinator of Federal		
and State Aid (1)	1/1/87	\$33,793.17 - \$40,774.16)
(35 Hours)		

(Creating title in Department of Administration due to transfer from Department of Development. Represented by Essex Council No. 1, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 2, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilmen Carrino, Harris.

November 16, 1987

8-k.

The City Clerk presented Communication from Business Administrator Monteilh, received November 5, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To adjust the salary for Aide to the Mayor)."

(Aide to the Mayor	(1)	1/1/87	\$48,307.04 - \$58,096.52
		1/1/88	53,013.68 - 62,163.22)

(Ordinance changing salary from flat amount to 5 step range. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the ordinance to Administration was made by President Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilmen Carrino, Harris.

8-l.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received November 16, 1987, enclosing proposed "Ordinance providing for the acceptance and dedication of rights-of-way associated with the development and construction of 111 Mulberry Street, Newark, New Jersey."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-l (A.S.) on page 7 in the minutes of this meeting)

8-m.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received November 16, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Law and establishing salaries therefor,' (6-S & F-g) adopted May 4, 1977 as amended and supplemented (To create limited hour positions)"

	<u>Effective</u>	<u>Hours of Service</u>
(First Assistant,		
Corporation Counsel	1/1/88	500 annually
Legal Assistant	1/1/88	600 annually
Legal Assistant	1/1/88	500 annually)

(Part-time positions in the Law Department not represented by any bargaining unit. Will be paid from budget appropriation using money from vacancies.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-m (A.S.) on page 7 in the minutes of this meeting)

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

Communication from Business Administrator Monteilh, received October 21, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986, as amended (To create the position title of Senior Clerk in the Department of Land Use Control)."

(Senior Clerk	1	8/11/87	\$10,509.58 - \$12,776.66
(35 Hours)		1/1/87	11,909.58 - 14,176.66)

(Creating title inadvertently omitted from original ordinance. Represented by Essex Council #1, Civil Service Association. Title fully funded in budget of Department of Land Use Control.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Personnel Officer D'Auria met with Council November 16, 1987)

A motion directing the City Clerk to place this ordinance on the December 2, 1987 Agenda of the Municipal Council was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilmen Carrino, Harris.

- 9-b. Communication from Business Administrator Monteilh, received October 21, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Police (Non-uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Senior Investigator, Alcoholic Beverage Control in the Department of Police)."
- | | | |
|----------------------|--------|---------------------------|
| (Senior Investigator | 1 | \$23,496.13 - \$28,271.60 |
| A.B.C. (35 Hours) | 1/1/88 | 24,670.94 - 29,685.18) |
- (Creating title Senior Investigator, Alcoholic Beverage Control in Police Department. One position of Investigator will be abolished and will be replaced with this title so no increase in head count. Represented by Essex Council #1, Civil Service Association. Fiscal Impact-1987-\$125., 1988-\$1,200.)
- (Copy of ordinance and correspondence submitted to each Member of the Council)
- (Personnel Officer D'Auria met with Council November 16, 1987)

A motion directing the City Clerk to place this ordinance on the December 2, 1987 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilmen Carrino, Harris.

- 9-c. Communication from Business Administrator Monteilh, received October 21, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Data Control Clerk in the Department of Health and Human Services)."
- | | | |
|------------------|---|----------------------------|
| (Data Control | | |
| Clerk (35 Hours) | 1 | \$14,176.66 - \$16,931.30) |
- (Creating title Data Control Clerk in Department of Health and Human Services. Represented by Essex Council #1, Civil Service Association. Existing vacancy in one of the Medical Records Clerk. Fiscal impact will be approximately \$2,000.)
- (Copy of ordinance and correspondence submitted to each Member of the Council)
- (Personnel Officer D'Auria met with Council November 16, 1987)

A motion directing the City Clerk to place this ordinance on the December 2, 1987 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilmen Carrino, Harris.

- 9-d. Communication from Business Administrator Monteilh, received October 21, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977 as amended and supplemented (To create the title of Assistant Administrative Analyst in the Department of Administration)."
- | | | |
|---------------------------|---|----------------------------|
| (Assistant Administrative | | |
| Analyst (35 Hours) | 1 | \$18,714.08 - \$22,443.85) |
- (Creating title of Assistant Administrative Analyst in Department of Administration, Division of Budget. Represented by Essex Council #1, Civil Service Association. Funded from Grant Funds.)
- (Copy of ordinance and correspondence submitted to each Member of the Council)
- (Personnel Officer D'Auria met with Council November 16, 1987)

481

A motion directing the City Clerk to place this ordinance on the December 2, 1987 Agenda of the Municipal Council for first reading was made by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilmen Carrino, Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from October 24, 1987 to November 6, 1987:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Francis Xavier Roman Catholic Church	9727 (Amended)
Society of the Holy Rosary of St. Francis Roman Catholic Church	9784 (Amended)
Greater Morris Area Auxiliary of Foundation for Servicing Children and Young Adults with Learning Disabilities	9830
Auxiliary of Foundation for Servicing Children and Young Adults with Learning Disabilities	9831
Hillside Auxiliary of Foundation for Servicing Children and Young Adults with Learning Disabilities	9832

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Newark Rotary Club	9825
Queen of Angels Parent Association	9826
Sacred Heart Church	9827
Sport Club Portugues	9828
Ironbound Interparochial Elementary School Home School Association	9829

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilmen Carrino, Harris.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani,
President Martinez.

Absent During Roll Call: Councilmen Carrino, Harris.

November 16, 1987

482

This meeting adjourned at 10:30 P.M.

APPROVED:

Robert P. Marasco

Robert P. Marasco
City Clerk

Henry Martinez

Henry Martinez
President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:15 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Councilman Ralph T. Grant, Jr.

President Martinez called the meeting to order and asked for roll call.

Present: Councilman Branch, Grant, Payne, Rice, Tucker, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Gerald Gilliam and Lieutenant Raymond Gilhooley, Sergeant-at-Arms.

(Councilwoman Villani arrived 1:19 P. M.)

(Councilman Harris arrived 1:20 P. M.)

(Councilman Carrino arrived 1:29 P. M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231. Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal; by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council.

A motion to consider Resolutions 7-R-ca, 7-R-cb, 7-R-cc, and 7-R-ch was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Harris, Villani.

7-R-ca.

Resolution recognizing and commending the Gannett Outdoor Co., Inc., for the production of the "Newark, The Renaissance City", sign design.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, President Martinez.

Absent: Councilmen Carrino, Harris, Villani.

(Councilwoman Villani arrived 1:19 P. M.)

(Councilman Harris arrived 1:20 P. M.)

Councilman Tucker, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Frank Megaro, who was instrumental in creating the design for the signs, Mr. Dennis A. Kuhl, President and General Manager of Gannett Outdoor Co., Inc. and George Hagemeister, Vice President, Jerry Mosca, Lease Manager and Jerry Artz, Lease Representative, all representing Gannett Outdoor Co.

Mr. Dennis Kuhl and Mr. Frank Megaro, on behalf of the Gannett Outdoor Co., accepted this commendation and thanked the Council for the presentation of this resolution.

7-R-cb.

Resolution recognizing and commending Mr. Leroy F. Smith, Jr., Assistant Director of Emergency Medical Services at University Hospital in Newark for his quick reaction in responding to a Newark fire.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

(Councilman Carrino arrived 1:29 P. M.)

President Martinez, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Smith.

December 2, 1987

Mr. Leroy Smith thanked the Members of the Municipal Council for presenting him with this honor.

- 7-R-cc. Resolution recognizing and commending Bishop and Mrs. Curtis D. Gilmore for eighteen years of dedicated service to the Newark community.

A motion to adopt the resolution was made by Councilman Grant, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Grant, on behalf of the Municipal Council, read and presented a suitably inscribed resolution to Bishop Gilmore.

Bishop Gilmore expressed his appreciation to the Members of the Municipal Council for this honor.

- 7-R-ch. Resolution recognizing and commending City National Bank of Newark, New Jersey, for its dedication and commitment in enhancing the economic and social fabric of the City of Newark.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Councilman Branch, on behalf of the Municipal Council, read and presented a suitably inscribed resolution to Mr. Charles Whigham, President and Chief Executive Officer of City National Bank of Newark.

Mr. Whigham thanked the Municipal Council for presenting him with this resolution.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk.)

- 4-a. The City Clerk presented Copy of Minutes of Meetings of Board of Alcoholic Beverage Control, held August 31, September 14, September 28, October 19, October 26, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 4-b. The City Clerk presented Copy of Minutes of Meeting of the Housing Authority of the City of Newark, held October 15, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 4-c. The City Clerk presented Copy of Minutes of Meeting of the Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held October 15, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 4-d. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Public Hearing, Wayne, Cedar Grove, Nutley, held October 20, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 4-e. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque North, held October 20, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 4-f. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque South, held October 20, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

- 6-F-a. The City Clerk read An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.
 (Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)
 (Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 6-F-b. The City Clerk read An ordinance amending 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street.
 (Deleting: Blanchard Street, both sides, beginning 2180 feet north of the northerly curblin of Raymond Boulevard to its terminus.
 Adding: Blanchard Street, both sides, beginning at the northerly curblin of Raymond Boulevard extending 600 feet northerly therefrom)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

December 2, 1987

6-F-c.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Irvine Turner Boulevard as a one-way Street.

(Irvine Turner Boulevard: Southbound, from Clinton Avenue to West Runyon Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-d.

The City Clerk read An ordinance amending Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Elm Street.

(Elm Street: From McCarter Highway to Mulberry Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-e.

The City Clerk read An ordinance amending Sections 23:5-2, 23:5-4 and 23:5-6, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Clinton Avenue.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-f.

The City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Clinton Avenue - Fabian Place - South 18th Street.

(Intersection: Clinton Avenue - Fabian Place - South 18th Street. Right Turn on Red Prohibition: All Right Turns.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-g.

The City Clerk read An ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turn prohibitions on Clay Street at McCarter Highway.

(East on Clay Street to north on McCarter Highway, 6:00 A.M. to 9:30 A.M. and 3:30 P.M. to 6:00 P.M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-h.

The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Tiffany Boulevard.

(Tiffany Boulevard; South Side, from Mt. Prospect Avenue westerly to Highland Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

6-F-i.

The City Clerk read An ordinance amending Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising reserved parking spaces on Oxford Street.

(Deleting Oxford Street; West Side, beginning 333 feet south of the southerly curbline of Raymond Boulevard and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

6-F-j.

The City Clerk read An ordinance authorizing the cancellation of Taxes, Interest and Penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987, on property owned by Woodland Corporation, Inc., (Church), and located at 396-398 18th Avenue, Block 2608, Lots 63 and 64, Newark, New Jersey. (\$8,270.53 plus applicable fees and interest for the years 1986 and 1987. Failed to file continuing statement for tax exemption status)

(Copy of ordinance and correspondence submitted to each Member of the Council)

December 2, 1987

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

6-F-k.

The City Clerk read An ordinance to amend Title 17, Offenses, Miscellaneous; Chapter 3A, Noise Control Ordinance; Section 8 (f), Exemptions and Section 12, Standing Motor Vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To correct technical references).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

6-F-l.

The City Clerk read An ordinance authorizing the Business Administrator to enter into a lease agreement with Choices, Inc., for the period December 1, 1987 to November 30, 1992 for the sum of \$1.00 per year for second floor of 15 Roseville Avenue, Block 1873, Lot 5:

(Half-way Home)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

6-F-m.

The City Clerk read An ordinance providing for the vacation of Gray Street as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of West Market Street to the southerly line of Orange Street.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

6-F-n.

The City Clerk read An ordinance providing for the vacation of Thirteenth Avenue as laid out 60 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the westerly line of Bergen Street to the easterly line of Camden Street.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

6-F-o.

The City Clerk read An ordinance to amend and ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor" (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create certain position titles and abolish others in the Department of Finance).

(Title changes due to reclassification by New Jersey Department of Personnel.

Titles represented by Essex Council No. 1, Civil Service Association. Five titles changed but only two being abolished since other titles have other incumbents serving in them. No salary change.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

6-F-p.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Inspector, City Owned Property in the Department of Development)"

(Inspector,

City Owned Property (1)	1/1/87	\$20,113.86 - \$23,991.25
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(40 Hours)	1/1/88	21,110.55 - 25,190.81)
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(Title change due to reclassification of New Jersey Department of Personnel.

Represented by AFSCME Local 2299. No salary change. Title not being abolished since there are other incumbents in same title.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

6-F-q.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor" (6-S & F-d) adopted May 4, 1977 as amended and supplemented (To create the title of Coordinator of Federal and State Aid in the Department of Administration).

(Coordinator of Federal
and State Aid (1) 1/1/87 \$33,793.17 - \$40,774.16)
(35 Hours)

(Creating title in Department of Administration due to transfer from Department of Development. Represented by Essex Council No. 1, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Harris, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

6-F-r.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986, as amended (To create the position title of Senior Clerk in the Department of Land Use Control).

(Senior Clerk 1 8/11/87 \$10,509.58 - \$12,776.66
(35 Hours) 1/1/87 11,909.58 - 14,176.66)

(Creating title inadvertently omitted from original ordinance. Represented by Essex Council #1, Civil Service Association. Title fully funded in budget of Department of Land Use Control.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Personnel Officer D'Auria met with Council November 16, 1987)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

6-F-s.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Police (Non-uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Senior Investigator, Alcoholic Beverage Control in the Department of Police).

(Senior Investigator 1 \$23,496.13 - \$28,271.60
A.B.C. (35 Hours) 1/1/88 24,670.94 - 29,685.18)

(Creating title Senior Investigator, Alcoholic Beverage Control in Police Department. One position of Investigator will be abolished and will be replaced with this title so no increase in head count. Represented by Essex Council #1, Civil Service Association. Fiscal Impact-1987-\$125., 1988-\$1,200.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Personnel Officer D'Auria met with Council November 16, 1987)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

6-F-t.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Data Control Clerk in the Department of Health and Human Services).

(Data Control

Clerk (35 Hours)

1

\$14,176.66 - \$16,931.30)

(Creating title Data Control Clerk in Department of Health and Human Services. Represented by Essex Council #1, Civil Service Association. Existing vacancy in one of the Medical Records Clerk. Fiscal impact will be approximately \$2,000.) (Copy of ordinance and correspondence submitted to each Member of the Council) (Personnel Officer D'Auria met with Council November 16, 1987.)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

6-F-u.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 as amended and supplemented (To create the title of Assistant Administrative Analyst in the Department of Administration).

(Assistant Administrative

Analyst (35 Hours)

1

\$18,714.08 - \$22,443.85)

(Creating title of Assistant Administrative Analyst in Department of Administration, Division of Budget. Represented by Essex Council #1, Civil Service Association. Funded from Grant Funds.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Personnel Officer D'Auria met with Council November 16, 1987.)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

A motion to consider Item 8-k (A.S.) on Ordinances on First Reading was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-v.
(A.S.)

The City Clerk read An ordinance to amend Title 4, Alcoholic Beverages, Chapter 2, License, Section 12 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (Technical amendments changing notice to property owners residing within 1,050 feet of an A.B.C. Licensed establishment.)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

A motion to consider Item 8-1 (A.S.) on Ordinances on First Reading was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-w.
(A.S.)

The City Clerk read An ordinance providing for the vacation of Willow Street, as laid out 13 feet on the map of the Commissioners to lay out streets, avenues, and squares, extending from Washington Street to University Avenue.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

A motion to consider Item 8-m (A.S.) on Ordinances on First Reading was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-x.
(A.S.)

The City Clerk read An ordinance to amend Title 27, Zoning, Chapter 8, Section 3, Fees, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by increasing fees for inspections for certificates of occupancy.

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

A motion to consider Item 8-n (A.S.) on Ordinances on First Reading was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-y.
(A.S.)

The City Clerk read An ordinance amending Title 15, Housing, Chapter 4, Dwelling; responsibility of owner and operator for General Maintenance, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding a new Article 11 requiring owners to install and maintain window guards on rented dwellings).

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

A motion to consider Item 8-c on Ordinances on First Reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-z.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Hensler Street as a one-way street.

(Hensler Street: Southbound, from Niagara Street to Wilson Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Engineering)

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting on December 22, 1987.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public housing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Woodside Avenue and Delavan Avenue as one-way streets.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

434

Delavan Avenue:
Westbound, from Summer Avenue to Woodside Avenue

Woodside Avenue:
Northbound, from Delavan Avenue to Elwood Avenue

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of a 654 Sq. Ft. portion of Market Street, as laid out on the Map of the Commissioners to lay out streets, avenues, and squares, located near the intersection of Market Street and Mulberry Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Market Street, as laid out 654 sq. ft. on the Map of the Commissioners to lay out streets, avenues, and squares, as described in the metes and bounds description entitled "street vacation at Market Street and Mulberry Street" dated October 22, 1986 prepared by Richlan, Lupo and Pronesti, Inc., which is hereto attached and made a part hereof, shall be vacated as a public street or right-of-way.

All is as shown on a map prepared under the direction of this Council which map is known and designated as Map No. 1791-V dated 17 August, 1987, and is hereto attached and made a part hereof. A copy of said Map is on file in the office of the Director of Engineering.

Section 2. That the party requesting the vacation of Market Street shall have one (1) year from the date of the publication of this Ordinance to purchase said street from the City of Newark. If said purchase is not completed within a one year period, the Director of Engineering shall prepare an Ordinance revoking this Ordinance.

Section 3. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

435

Section 4. That this Ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of a 2364 Sq. Ft. portion of Edison Place, as laid out on the Map of the Commissioners to lay out streets, avenues, and squares, extending on the northerly side of the street between Lot 10 on Block 160 to Lot 21 on Block 160.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Edison Place, as laid out 2364 sq. ft. on the Map of the Commissioners to lay out streets, avenues, and squares, extending on the northerly side of the street between Lot 10 on Block 160 to Lot 21 on Block 160, shall be vacated as a public street or right-of-way.

All is as shown on a map prepared under the direction of this council which map is known and designated as Map No. 1792-V dated 17 August, 1987, and is hereto attached and made a part hereof. A copy of said map is on file in the office of the Director of Engineering.

Section 2. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented

Section 3. That this Ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

December 2, 1987

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title: Definitions, of the Revised Ordinances of the City of Newark, New Jersey (To modify the definition of the term "Town Houses" by removing the requirement of a masonry party wall).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 27, Zoning, Chapter 1, Citation and construction of Title; Definitions, of the revised ordinances of the City of Newark, New Jersey, be and the same is hereby amended by changing the definition of "Town Houses" to read as follows:

* * * * *

Town houses: A building that has not less than three (3) and not more than twelve (12) one-family and two-family dwelling units erected in a row as a single building on adjoining lots. Each unit is to be separated from the adjoining unit or units by a party wall, approved under the New Jersey Uniform Construction Code, extending from the basement or cellar to the roof; and each unit shall have its own front and rear access to the outside.

SECTION 2. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the acceptance and dedication of Rights-of-Way associated with the development and construction of 111 Mulberry Street, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the City of Newark does hereby accept from Clinton Plaza Urban Renewal Corporation, a corporation of the State of New Jersey having its principal office at 1060 Broad Street, Newark, New Jersey certain rights-of-way and improvements thereto as more specifically described in the Survey prepared by Borrie McDonald & Watson dated November 5, 1987 attached hereto and made a part hereof.

Section 2. That all portions, parts and parcel of said right-of-way as described in said Survey and more fully detailed in the meets and bounds description provided in said Deed are hereby dedicated as a public street and right-of-way to be maintained by the City of Newark.

Section 3. That Clinton Plaza Urban Renewal Corporation shall provide the City of Newark with Deed title to the right-of-way to be used as public streets as described in Section 1 above in accordance with all applicable laws and shall duly and properly file such Deed with the County of Essex upon acceptance by the City of Newark in accordance with law.

Section 4. The Corporation Counsel is hereby authorized to approve a Deed acceptable to the City for the purposes established herein.

Section 5. This Ordinance shall take effect upon final passage and publication.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none, and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6-S & F-g) adopted May 4, 1977 as amended and supplemented (To create limited hour positions).

(Part-time positions in the Law Department, not represented by any bargaining unit. Will be paid from budget appropriation using money from vacancies.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6S&Pg) adopted May 4, 1977 as amended and supplemented be amended to create limited hour positions as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>HOURS OF SERVICE</u>
First Assistant Corporation Counsel/ unscheduled hours	1/1/88	500 annually
Legal Assistant/ unscheduled hours	1/1/88	600 annually

433

Legal Assistant/
unscheduled hours

1/1/88

500 annually

Section 2. These positions shall require that the appointee perform those duties assigned by the Corporation Counsel to satisfy the hourly requirement set forth in Section 1 above. When this requirement has been met the Corporation Counsel; subject to available funds, may negotiate for additional services.

Section 3. Those persons holding the above positions shall be considered full time employees for the computation of all benefits.

Section 4. All prior ordinances or parts of prior ordinances which are inconsistent with the provisions of this ordinance are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

President Martinez: The yeses are eight, the noes are none, and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond ordinance reappropriating cash balances from previously adopted capital ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations, and transferring \$2,885,551.26 to the Capital Surplus Fund and appropriating \$2,721,066. from the Capital Surplus Fund to the purposes set forth herein for various capital improvements to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement filed. Awaiting approval of Division of Local Government Services.)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Division of Local Government Services was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

6-S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Hensler Street as a one-way street.
 (Hensler Street, Northbound, from Niagara Street to Wilson Avenue)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)
 (Public Hearing Closed)

A motion to table the ordinance was made by the President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.
 Absent During Roll Call: Councilwoman Villani.

HEARINGS OF CITIZENS.

6-HC-a. MR. ELMORE T. GAINES, 12 GAREIS STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the existing ordinance regarding apartheid in South Africa.

A motion to consider Motion 7-M-a at this time was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-a. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DONALD JACKSON was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

At this time, Councilwoman Villani, through the Chair, requested a moment of silence in memory of the late Donald Jackson.

6-HC-b. MRS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council questioning Thanksgiving Dinners for the homeless at the Carlton Hotel.

6-HC-c. MS. SHIRLEY DAVIS, 272 LITTLETON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council on behalf of her daughter, Sharon Davis, whose job as a school teacher was terminated. The speaker requested support from the Council seeking a hearing date from the Board of Education in the City of Newark.

A lengthy discussion was held by the Members of the Municipal Council.

Councilman Rice, through the Chair, requested verbatim transcript of remarks made by Ms. Davis be forwarded to Superintendent of Schools Campbell for his attention and necessary action.

A motion to permit MR. EMIL NARDACHONE to be heard under "Hearings of Citizens" was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne, Rice.

6-HC-d.

MR. EMIL NARDACHONE, GENERAL COUNSEL, NEWARK HOUSING AUTHORITY, 57 SUSSEX AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to the eviction policy of Newark Housing Authority.

A lengthy discussion was held by the Members of the Municipal Council.

President Martinez directed the City Clerk to invite Mr. Richard Monteilh, Business Administrator, Hon. Milton Buck, Executive Director, Newark Housing Authority and Mr. Emil Nardachone, General Counsel, Newark Housing Authority to meet with the Council at their special conference December 8, 1987 to discuss same.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

Resolution appointing Mr. Lawrence E. Pratt to serve as Member of the Board of Directors of the Newark Watershed Conservation and Development Corporation.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Mr. Pratt met with the Council December 1, 1987)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-b.

Resolution authorizing Director of Engineering to execute Contract 86-32, East Peddie Street Sewer Rehabilitation, with Manhattan Gunit, Inc. 238 Freeman Street, Brooklyn, New York, lowest responsible bid submitted, for total sum of \$742,006.15; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project, in net amount not to exceed an additional \$8,400.; \$290,250. encumbered in 1987 Budget; balance of \$460,156.15 to be provided by transfer of funds in 1987 Budget or by 1988 Operating Budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-c.

Resolution authorizing Director of Engineering to enter into Contract 87-16, Municipal Catch Basin Cleaning, with Central Jersey Environmental, Inc., P.O. Box 1267, Hightstown, New Jersey, lowest responsible bid submitted, for total sum of \$71,045.; further, authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project, in net amount not to exceed an additional \$8,400;
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-d.

Resolution authorizing Director of Engineering to execute agreement for Federal Project No. M-7634 (101), Jackson Street Bridge Rehabilitation and Raymond Boulevard Improvements, City of Newark, Essex County, Town of Harrison, Hudson County, Agreement No. 5, City of Newark - Water; no cost to the City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

December 2, 1987

- 7-R-e. Resolution confirming action taken by Director of Engineering to secure services of Leeds Industries; pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute Contract with Leeds Industries, 19 Route 46, Box 1422, Fairfield, New Jersey, lowest responsible proposal, for emergency removal of contaminated soil from the construction site of Ironbound Swimming Pool and the Hoboken site, for \$12,245., funds provided in 1987 Operating Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

- 7-R-f. Resolution authorizing Corporation Counsel to enter into a contract with Pitney, Hardin, Kipp and Szuch, 163 Madison Avenue, Morristown, New Jersey, representing City of Newark before Board of Public Utilities on exorbitant rates charged at solid waste transfer stations, located at 100 Avenue A and 442 Frelinghuysen Avenue; legal and other professional fees shall not exceed \$50,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of Engineering Zach met with the Council December 1, 1987)

A motion to defer action on the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

- 7-R-g. Resolution authorizing Corporation Counsel to enter into and execute contract with law firm of Gordon & Gordon, for purpose of representing City of Newark in litigation "City of Newark, a municipal corporation, State of New Jersey and Sharpe James, Mayor, and any taxpayer v. Essex County Board of Chosen Freeholders, Nicholas Amato, Essex County Executive, et al, together with such other action as requested by Corporation Counsel, for \$39,376.40. (Challenging decision of Essex County of Chosen Freeholders to locate two transfer stations within the City of Newark and to challenge the decision to close the Hackensack Meadowland site for disposal of solid waste.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of Engineering Zach met with the Council December 1, 1987)

A motion to defer action on the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, President Martinez.

Absent During Roll Call: Councilwoman Villani.

- 7-R-h. Resolution authorizing Mayor and Local Coordinator of Supplemental Fire Services Program (SFSP) to enter into letter agreement with New Jersey Community Affairs to utilize CY 1987 funds for Supplemental Fire Services Program (SFSP), grant-\$447,089.80, to be matched by \$111,772.45 from municipal budget, for total program cost of \$558,862.25.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-i. Resolution ratifying and authorizing Business Administrator to enter into contract with Charles Garo Ashjian, 52 New Street, Newark, determined to be only responsible bid, for providing Title Searching Services, for period October 1, 1987 to September 30, 1988, for \$50,000., \$5,000. encumbered in Office of Property Management's 1987 Budget; any additional 1987 or 1988 expenditures are contingent upon and subject to appropriation and certification of such funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-j. Resolution ratifying and authorizing Business Administrator to enter into contract with Manhattan Water Meter Repair Co., Inc., 10 McDermott Place, Bergenfield, New Jersey, determined to be lowest responsible bid, for providing Repair and Maintenance for Water Meters 1½" and over, for period October 1, 1987 to September 30, 1988, for \$30,000., \$15,000. encumbered in Division of Water Accounting and Customer Service's Budget; any additional 1987 or 1988 expenditures are contingent upon and subject to appropriation and certification of such funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-k. Resolution conditionally designating K. Hovnanian at Newark II, 10 Highway 35, Red Bank, New Jersey, as redeveloper for Site "D" of redevelopment project known as "University Heights Redevelopment Area".

(Copy of resolution and correspondence submitted to each Member of the Council)

After Resolution 7-R-db (A.S.), a lengthy discussion was held by the Members of the Municipal Council and Director of Development Lucas.

A motion to amend the resolution by adding thereto: "The Redevelopment of this project must be undertaken as joint venture and the Redeveloper shall commit to establishing minority equity participation in the development of Site D," was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-l. Resolution authorizing Director of Health and Human Services to submit application to State of New Jersey, Department of Health, for funds to continued Newark Childhood Lead Poisoning & Control Project, in sum of \$470,669. (State Grant-\$247,900., City in-kind contribution-\$222,769., totalling \$470,669.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-m. Resolution ratifying and authorizing Director of Health and Human Services to execute contract with Heribert J. Schaefer, M.D., for provision of Public Health Director, Laboratory, for period November 1, 1987 to June 30, 1988, in sum of \$14,440., \$5,200. encumbered in Health and Human Services' Budget, \$9,240. will be appropriated in 1988 Budget. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-n.

Resolution authorizing Director of Health and Human Services to enter into and execute contract with State Department of Human Services, for period January 1, 1988 to December 31, 1988, in sum of \$13,165., to continue providing Family Day Care Services; does not require expenditure of municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-o.

Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with Pratibha A. Kulkarni, M.D., for medical services at Division of Community Health, 110 William Street, for period October 29, 1987 to March 31, 1988, for \$16,382.20, \$6,650.20 encumbered in Health and Human Services' Budget, balance of \$9,732. will be contingent upon availability of funds from external transfers. (Contract awarded without competitive bidding as "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-p.

Resolution authorizing Director of Health and Human Services to execute a hold harmless and indemnification agreement providing for indemnification to Mountainside Tennis Center for any claims arising out of use of said Center on Saturday, January 23, 1988 to Friday, January 29, 1988, "15th Annual Tennis Tournament".

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

At a later time in the meeting, after Motion 7-M-i, a motion to reconsider and defer action on the resolution and directing the City Clerk to communicate with Corporation Counsel Grant and Health and Human Services Director Foster-Struggs questioning why the City is providing a hold harmless agreement for a supposedly profit making entity such as the Mountainside Tennis Center; further, directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, Health and Human Services Director Foster-Struggs and Recreation and Cultural Affairs Manager Lightfoot to meet with the Council at their rescheduled pre-meeting conference December 22, 1987 to discuss same, was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-q.

Resolution amending Resolution 7-R-t, September 2, 1987, contract with New Jersey State Department of Health, to continue Urban Rodent Control Project, for period August 1, 1987 to June 30, 1988, \$99,141., to increase funding granted by State in amount of \$55,000., totalling \$154,141.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-r.

Resolution amending Resolution 7-R-v, September 2, 1987, contract with Sharada Shekar, M.D., for period July 20, 1987 to December 31, 1987, for provision of medical services at Division of Community Health, \$4,055., by extending contract to March 31, 1988; amending scope of services to include an additional 252 hours of service and increasing contract amount to \$18,328.60; balance of \$4,987.65 will be certified contingent upon availability of funds from external transfers. (7-R-v, September 2, 1987-\$4,055., amended by 7-R-r, November 4, 1987-\$8,110.) (Amended contract awarded as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-s.

Resolution authorizing the execution of an agreement with George W. Huss and Joseph J. Faccone, Registered Municipal Accountants of the firm of Samuel Klein and Company, Certified Public Accountants, for the performance of the 1988 Audit, pursuant to N.J.S.A. 40A:5-4 and OMB Circular A-128. (Annual Audit required) (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.). (\$295,000.)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-t.

Resolution authorizing Director of Finance to issue check in sum of \$800. to Enrique Feliciano, 29 Taylor Street, Newark, upon receipt of all documents deemed necessary by Corporation Counsel, for damages to his vehicle which was involved in auto accident with City-owned vehicle driven by Mr. Howard Peele, against whom the City took no disciplinary action. (Instituted suit in Superior Court of New Jersey, Special Civil Part, Law Division, Essex County)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-u.

Resolution authorizing Director of Finance to issue check in sum of \$3,500. payable to Rasiklal A. Patel and Leonard J. Tafro, his attorney, 271 Passaic Avenue, Fairfield, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel, for alleged personal injuries sustained in an accident on January 12, 1984. (Instituted suit in Superior Court of New Jersey, Law Division, Essex County)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-v.

Resolution authorizing Director of Finance to issue check in sum of \$700. payable to John Curcio, 356 Seaton Avenue, Roselle Park, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel, for damages sustained to Mr. Curcio's vehicle which was struck while parked by City of Newark vehicle assigned to Division of Sanitation, operated by Natale D'Amore.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-w.

Resolution authorizing Director of Finance to issue check in sum of \$408.24 to Wayne K. Thomas, upon receipt of General Release executed by Mr. Thomas in favor of City of Newark and any other documents deemed necessary by Corporation Counsel, for damages allegedly due as result of an accident involving a vehicle owned by City of Newark and operated by City employee which struck a vehicle owned by Mr. Thomas. (Instituted claim)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-x.

Resolution authorizing Director of Finance to issue check in sum of \$3,000. payable to Jonah E. Williams and his attorneys, Freeman & Bass, 24 Commerce Street, Newark, upon receipt of all documents deemed necessary by Corporation Counsel, for personal injuries arising from alleged negligence of City of Newark. (Instituted lawsuit in Superior Court of New Jersey, Law Division, Essex County)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-y.

Resolution authorizing Director of Finance to issue check in sum of \$4,500. payable to Maria Rombola and her attorneys, Linares and Coviello, 307 Montgomery Street, Bloomfield, New Jersey, for personal injuries arising from alleged negligence of City of Newark. (Instituted lawsuit in Superior Court of New Jersey, Law Division, Essex County)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-z.

Resolution authorizing Director of Finance to issue check in sum of \$1,050. payable to Victoria Development Corp., deposit on prospective purchase of City-owned property at 52-54 Stone Street, Block 488, Lots 35 and 37. (Unsuccessful bidder)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ba.

Resolution authorizing Director of Finance to issue check in amount of \$165., payable to Bernice Green, for deposit on prospective purchase of City-owned property at 468 South 16th Street, Block 328, Lot 41 (Property redeemed by former owner prior to auction)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bb. Resolution authorizing Director of Finance to issue check in amount of \$1,200. payable to Jose R. Magalhaes, deposit on prospective purchase of City-owned property at 11 Lentz Avenue, Block 2481, Lot 13 (Purchaser submitted deposit in excess of ten (10%) per cent required at auction)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bc. Resolution authorizing Director of Finance to issue check in amount of \$9,000., payable to Wesley D. Weekes, deposit on prospective purchase of City-owned property at 93 Eastern Parkway, Block 4260, Lot 1 (Title work reveals property was not City-owned)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bd. Resolution authorizing Director of Finance to issue check in amount of \$750., payable to Angel P. Musibay, deposit on prospective purchase of City-owned property at 39 Irving Street, Block 820, Lot 1 (City unable to convey marketable title)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-be. Resolution authorizing Director of Finance to issue check in amount of \$18,630., payable to New Community Corporation, deposit on prospective purchase of City-owned property at 313-315 15th Avenue, Block 253, Lots 9 and 10 (Order vacating In-Rem Foreclosure judgement subsequent to auction)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bf. Resolution authorizing Director of Finance to issue check in amount of \$105., payable to Avelina Liang and Marianne Muccigrosso, deposit paid on prospective purchase of City-owned property at 8 Montrose Street, Block 4178, Lot 5 (Property landlocked; purchaser unable to gain access)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bg. Resolution authorizing Director of Finance to issue checks in amounts set forth in Exhibit "A" to parties indicated; proceeds to be taken from Municipal Budget Mandatory Items-Municipal Account Code No. 11-21-01-9537; payment of interest on Water/Sewer Liens)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bh. Resolution authorizing Director of Finance to cancel \$9,431.14 outstanding water/sewer charges and interest and penalties which the City of Newark has foreclosed pursuant to In-Rem Foreclosure, as per attached Schedule A/87 (93 Columbia Avenue, 658 18th Street, 612 18th Avenue, 195 North 11th Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bi. Resolution authorizing Director of Finance to cancel \$938.85 outstanding water/sewer charges on property at 214 No. 9th Street, Newark, New Jersey, Account No. 11-536-2000-0 also known as Block No. 1945, Lot 23, which the City of Newark foreclosed pursuant to In-Rem Foreclosure.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bj. Resolution authorizing Director of Finance to cancel \$14,361.28 outstanding water and sewer charges on property at 218 Chancellor Avenue, Newark, New Jersey, Account No. 01-707-8380-00, also known as Block No. 3706, Lot 17, which the City of Newark foreclosed pursuant to In-Rem Foreclosure.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bk. Resolution authorizing transfer of funds from Department of Health and Human Services, Division of Recreation and Cultural Affairs, Other Expenses, Miscellaneous-\$100,000., to Department of Development, Director's Office, Other Expenses, Services by Contract or Agreement-\$100,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the Resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

December 2, 1987

- 7-R-bl. Resolution authorizing transfer of funds from Department of Water Utility, Division of Water Supply, Personnel Services-\$26,000., to Mandatory Items, Payment of Bond Principal-\$26,000.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bm. Resolution authorizing transfer of funds from Department of Police, Division of Taxicab Commission, Personnel Services-\$8,300., to Other Expenses, Services by Contract or Agreement-\$1,000., Materials and Supplies-\$1,000., Equipment-\$6,300., totalling \$8,300.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bn. Resolution authorizing transfer of funds from Department of Land Use Control, Division of Assessments, Salaries and Wages, Supervising Assistant Assessor-\$19,580., to Equipment, Office Equipment-\$2,580., Office Furniture-\$15,000.; Services by Contract or Agreement, Printing Services-\$2,000., totalling-\$19,580.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bo. Resolution authorizing transfer of funds from Department of Police, Division of Alcoholic Beverage Control, Other Expenses, Services by Contract or Agreement-\$3,310. Materials and Supplies-\$960., totalling \$4,270., to Other Expenses, Equipment-\$4,270.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bp. Resolution authorizing transfer of Housing and Community Development Act Funds Twelfth Year (H.C.D.A. XII), Housing Development Funds, Other Expenses-\$4,300., to Housing and Community Development Act Eighth Year (H.C.D.A. VIII), Newark Day Care Center, Other Expenses-\$4,300.; pursuant to Ordinance 6-S & F-d adopted April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bq. Resolution authorizing transfer of Housing and Community Development Act Funds XIII, Public Services, Police Security, Salaries and Wages-\$100,000., to Westside Boys and Girls Club, Other Expenses-\$100,000.; pursuant to Ordinance 6-S & F-d adopted April 16, 1980.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-br. Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Nutrition Project for the Elderly-1987, \$24,677.08; item available from Essex County Department of Citizen Services, Division on Aging.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bs. Resolution amending Resolution 7-R-bq (A.S.) October 21, 1987, authorizing Business Administrator to execute Bargain and sale deeds for properties sold at public auction September 28, 29, 30, October 1, 1987, by changing property listed on Exhibit D as 17-19 Stecher Street, Block 3713A, Lot 8 to read Block 3731A, Lot 8, 17-19 Stecher Street.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bt. Resolution amending Resolution 7-R-bv (A.S.) June 3, 1987, authorizing Business Administrator to execute Bargain and Sale deeds for properties sold at public auction May 21, 1987, by deleting Karen J. Velarde from the contract of sale for property known as Block 121, Lot 10, 696 Dr. Martin Luther King, Jr. Boulevard.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bu. Resolution authorizing Director of Finance and Tax Collector to cancel outstanding taxes plus interest and penalties, for premises 14-18 Goodwin Avenue, Block 3614, Lots 10 and 11, for year 1987, in amount \$2,095.08 plus \$98.35 interest. (Assessed in error. Building demolished prior to December 31, 1986)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bv. Resolution designating reserved parking area for handicapped motorists on Warwick Street, north side, beginning 70 feet east of the easterly curbline of Pacific Street and extending 25 feet easterly therefrom; pursuant to N.J.S.A. 39:4-8.**

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bw.

Resolution designating reserved parking area for handicapped motorists on Fourth Avenue, south side, beginning 142 feet west of the westerly curblin of North 11th Street and extending 25 feet westerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bx.

Resolution designating reserved parking area for handicapped motorists on Willoughby Street, west side, beginning 353 feet south of the southerly curblin of Shaw Avenue and extending 25 feet southerly therefrom; pursuant to N.J.S.A. 39:4-8.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-by.

Resolution designating intersection of Mount Pleasant Avenue and Third Avenue as a stop intersection and installing stop signs on Mount Pleasant Avenue; pursuant to N.J.S.A. 39:4-140.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bz.

Resolution recognizing and commending Aaron Wilkins, a member of the Newark Boys and Girls Clubs Flip City Tumbling Team, for outstanding performance at the Show of Champions meet in Michigan in October, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ca.

Resolution recognizing and commending the Gannett Outdoor Co., Inc., for the production of the "Newark The Renaissance City" sign design.

(For action on this resolution see page 1 in the minutes of this meeting.)

7-R-cb.

Resolution recognizing and commending Mr. Leroy F. Smith, Jr., Assistant Director of Emergency Medical Services at University Hospital in Newark for his quick reaction in responding to a Newark fire.

(For action on this resolution see pages 1 and 2 in the minutes of this meeting.)

- 7-R-cc.** Resolution recognizing and commending Bishop and Mrs. Curtis D. Gilmore for eighteen years of dedicated service to the Newark community.
- (For action on this resolution see page 2 in the minutes of this meeting.)
- 7-R-cd.** Resolution recognizing and commending William R. Giles, Chairman of EPC International, for his outstanding contributions to the United Negro College Fund.
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-ce.** Resolution recognizing and commending Deacon William Osborne of Tabernacle Baptist Church in Newark for his more than twenty-five years of dedicated service to the church, its congregation and the Newark community.
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-cf.** Resolution recognizing and commending the Tom Skinner Associates Learning Center on the occasion of the dedication of its Newark Center on November 23, 1987.
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-cg.** Resolution rescinding Resolution 7-R-bn adopted April 16, 1986, approving determination of the Central Planning Board that City Tax Block 197, Lots 13, 14, 15, 16 and 18 (134-146 Green Street) is a blighted area as defined in Chapter 287 of the laws of New Jersey (N.J.S.A. 40:55-21.1 et seq).
- A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-ch.** Resolution recognizing and commending City National Bank of Newark, New Jersey, for its dedication and commitment in enhancing the economic and social fabric of the City of Newark.
- (For action on this resolution see page 2 in the minutes of this meeting.)
- 7-R-ci. (A.S.)** Resolution authorizing Corporation Counsel to sign Withdrawal of Proof of Claim for Claim Numbers 927 and 1277 in matter of Combustion Equipment Associates, Inc. vs. City of Newark and Newark Housing Authority, upon receipt of all documents deemed necessary by Corporation Counsel; City of Newark filed Proof of Claim under United States Bankruptcy Court for failure of Combustion Equipment Associates, Inc. now known as Carter Day Industries to construct resource recovery center on property known as Blanchard Street Site; Combustion Equipment Associates, Inc. filed lawsuit in United States Bankruptcy Court for improvements to Blanchard Street Site in amount of approximately \$600,000.; Combustion Equipment agreed to settle claims alleged in their lawsuit against the City of Newark and the Newark Housing Authority for sum of \$250,000. with Newark Housing Authority paying entire amount.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

512

7-R-cj.
(A.S.)

Resolution ratifying and authorizing Director of Finance to enter into and execute contract with Quezada Navarro and Company, to provide advisory services in the resolution of \$309,000. of questioned cost under the CETA Program, for period November 12, 1987 to February 15, 1988, for amount not to exceed \$8,077. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Services" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ck.
(A.S.)

Resolution approving constable bond in amount of \$1,000. issued to Samuel L. Jordan, as to form, amount and sufficiency.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cl.
(A.S.)

Resolution recognizing and commending Mr. James Anderson, who is a native of Newark, for his outstanding achievements on the occasion of the annual Omega Phi Epsilon Fraternity Affair.

A motion to adopt the resolution was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cm.
(A.S.)

Resolution authorizing transfer of funds from Department of Water Utility, Division of Water Accounting and Customer Service, and Division of Water Supply, Other Expenses, Services by Contract or Agreement, Materials and Supplies; Division of Unclassified Purposes, Miscellaneous Appropriations-\$2,074,892. to Capital Outlay, Services by Contract or Agreement, Materials and Supplies, Equipment and Miscellaneous Appropriations-\$2,074,892.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cn.
(A.S.)

Resolution authorizing Tax Abatement Applicant Manuel Cardenas Urban Renewal Corporation to commence construction of an improvement located at 621-635 Broadway (Block 721, Lot 22), upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating the City of Newark or the Municipal Council to grant tax abatement to the project or approve the submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-co.
(A.S.)

Resolution expressing profound sorrow and regret at the tragic and untimely death of the Honorable Harold Washington, Mayor of Chicago, and the first Black Chief Executive of the second largest City in America.

December 2, 1987

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez requested the audience to stand for a moment of silence in memory of Mayor Washington.

**7-R-cp. Resolution recognizing and commending the Sport Clube Portuguese on the occasion
(A.S.) of its 66th Anniversary Celebration.**

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-cq. Resolution recognizing and commending Our Lady of Fatima Church for 29 years
(A.S.) of religious services.**

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-cr. Resolution authorizing transfer of funds from the Office of the City Clerk
(A.S.) and Municipal Council, Office of the City Clerk, Regular Salaries and Wages-\$10,000. to Office of the City Clerk and Municipal Council, Office of the City Clerk, Overtime-\$10,000.; pursuant to N.J.S.A. 40A:4-58.**

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-cs. Resolution amending Resolutions 7-R-cx and 7-R-cy adopted September 2, 1987,
(A.S.) authorizing the Business Administrator to execute Bargain and Sale Deed for properties sold at Public Auction held July 9, 1987, by ratifying and granting an extension of time to close title as requested by the successful bidder, H.R. Lambert, Contractor, Inc. for properties known as Block 1854, Lot 20 (493-495 Central Avenue) and Block 1928, Lot 69 (326-328 Park Avenue) through February 1, 1988.**

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-ct. Resolution authorizing transfer of funds from Department of Land Use Control,
(A.S.) Division of Office of Boards, Services by Contract or Agreement, Other Professional Services-\$14,100. to Equipment, Office Equipment-\$6,100., Office Furniture-\$8,000., totalling \$14,100.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)**

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-cu. Resolution authorizing transfer of funds from Department of Land Use Control,
(A.S.) Division of Permits and Licenses, Services by Contract or Agreement, Copier Rental-\$4,800., Other Office Equipment Repair and Maintenance-\$550. totalling \$5,350. to Equipment, Office Equipment-\$5,350.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)**

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cv.
(A.S.)

Resolution authorizing transfer of funds from Department of Land Use Control, Division of Assessments, Services by Contract or Agreement, Statutory Fees and Charges-\$5,000. to Equipment, Office Equipment-\$5,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cw.
(A.S.)

Resolution authorizing transfer of funds from Department of Engineering, Division of Sanitation, Personnel Services-\$220,000. to Other Pay-\$92,000., Services by Contract or Agreement-\$128,000., totalling \$220,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cx.
(A.S.)

Resolution authorizing Director of Development to execute Bargain and Sale Deed conveying properties known as 19-31 Lyons Avenue, A/K/A Block 3646, Lot 18, appraised at \$33,000., pursuant to N.J.S.A. 40A:12-13 (Subsection c) to Cali Associate: A/K/A 19 Lyons Avenue Tower Urban Renewal Corporation; property to be redeveloped for residential use.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cy.
(A.S.)

Resolution authorizing Director of Development to execute Bargain and Sale Deed conveying properties known as 751, 751½ and 753 Summer Avenue, A/K/A Block 776, Lots 1, 2, 3, and 58, appraised at \$13,500.; 43 - 45 Halleck Street, A/K/A Block 776, Lot 42, appraised at \$75,000. to Waterfront Invest A/K/A 759 Summer Avenue Urban Renewal Corporation and 43 Halleck Street Urban Renewal Corporation; property to be redeveloped for residential use.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cz.
(A.S.)

Resolution authorizing 759 Summer Avenue Urban Renewal Company, to commence construction of an improvement located at Summer Avenue and Halleck Street, Block 776, Lots 1, 2, 3, 4, 5, 42 and 58, upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement and without binding, committing or obligating the City of Newark or the Municipal Council to grant tax abatement to the project or approve the submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-da.
(A.S.)

Resolution authorizing 468-470 Mt. Prospect Avenue Urban Renewal Associates to commence construction of an improvement located at 468-470 Mt. Prospect Avenue, Block 629, Lot 3, upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement and without binding, committing or obligating the City of Newark or the Municipal Council to grant tax abatement to the project or approve the submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-db.
 (A.S.)

Resolution authorizing Rosa Gardens Urban Renewal Corporation to commence construction of an improvement located at 151 Montclair Avenue, A/K/A 786-802 Summer Avenue, Block 815, merged Lot 28, upon proper application and receipt of site plan, zoning, subdivision, building permit and any other applicable requirements prior to final disposition of its tax abatement and without binding, committing or obligating the City of Newark or the Municipal Council to grant tax abatement to the project or approve the submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dc.
 (A.S.)

Resolution amending Resolution 7-R-b (S-2) adopted October 21, 1986, contract with K. Hovnanian at Newark II, Inc., by amending the contract to allow the City to convey less than the entire property with the sites to be developed by K. Hovnanian at Newark II, Inc.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dd.
 (A.S.)

Resolution accepting bid of Alison Bryant, highest responsible bidder, for leasing of City-owned property known as 238-42 Halsey Street, Block 57, Lot 9, for annual price \$1.00 per square ft. (4,200 total square feet); pursuant to Executive Order PM870059, issued November 2, 1987, for period December 1, 1987 to November 30, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-R-de.
 (A.S.)

Resolution accepting bid of Jose L. Hernandez t/a Newark Mechanical Corporation, highest responsible bidder, for leasing of City-owned property known as 285 Broad Street, Block 449, Lot 8, for annual rent of \$1,819.; pursuant to Executive Order PM870060, issued November 4, 1987, for period December 1, 1987 to November 30, 1991. (Office and Storage Space)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-R-df.
 (A.S.)

Resolution amending Resolution 7-R-c, adopted April 15, 1987, conditionally designating Hartz Mountain Industries, Inc. as Redeveloper of the Waverly Yards Redevelopment project, by ratifying and extending deadline for submission of contract for redevelopment from 180 days to date of adoption of this resolution; further, authorizing Mayor and Director of Development to enter into contract with Hartz Mountain Industries, Inc. "Redeveloper", 433 Plaza Drive, Secaucus, New Jersey, for purpose of undertaking a redevelopment project within the area known as the Waverly Yards; further, authorizing Director of Development to execute Bargain and Sale Deed(s) transferring title to properties more specifically identified in said contract to Redeveloper.

(Copy of resolution and correspondence submitted to each Member of the Council)

December 2, 1987

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-R-dg.
(A.S.)

Resolution strongly urging the Star Ledger to publish the names of persons convicted of prostitution within the City of Newark; further requesting the editor to meet and discuss same with the Municipal Council.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-R-dh.
(A.S.)

Resolution authorizing transfer of funds from Department of Engineering, Division of Engineering and Contract Administration, Salaries and Wages-\$5,000. to Overtime-\$5,000.; pursuant to N.J.S.A. 40A:4-58.

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

MOTIONS.

7-M-a.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DONALD JACKSON.

(For action on this motion, see page 17 in the minutes of this meeting.)

7-M-b.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DR. JAMES SCREVEN SR., PASTOR OF NEWARK'S BETHESDA CHURCH OF GOD IN CHRIST FOR THE LAST 50 YEARS was made by Councilman Payne, seconded by Councilman Rice and adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-M-c.

A MOTION CONGRATULATING MONSIGNOR JOHN M. SMITH ON HIS RECENT APPOINTMENT AS AN AUXILIARY BISHOP FOR THE ARCHDIOCESE OF NEWARK was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-d.

A MOTION CONGRATULATING MONSIGNOR JAMES MC HUGH ON HIS RECENT APPOINTMENT AS AN AUXILIARY BISHOP FOR THE ARCHDIOCESE OF NEWARK was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Harris.

7-M-e.

A MOTION REQUESTING THE BOARD OF EDUCATION TO PROVIDE THE REASONS FOR THE REPORTED TERMINATION OF SHARON DAVIS, WHO RESIDES AT 272 LITTLETON AVENUE, AND IS FORMERLY A TEACHER AT CAMDEN MIDDLE SCHOOL was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-f.

A MOTION REQUESTING THE NEWARK REPRESENTATIVES OF THE NEW JERSEY STATE LEGISLATURE TO PREPARE THE APPROPRIATE LEGISLATION WHICH WOULD PERMIT MUNICIPALITIES TO CONFISCATE THE MOTOR VEHICLES OF PERSONS CONVICTED OF ENGAGING IN PROSTITUTION; FURTHER, PERMITTING MUNICIPALITIES TO SELL SAID VEHICLES WITH THE PROCEEDS BEING DEDICATED TO FIGHT PROSTITUTION WITHIN THEIR LOCAL JURISDICTIONS was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-g.

A MOTION AUTHORIZING THE MUNICIPAL COUNCIL TO PUBLICIZE A QUARTERLY REPORT WITH THE NAMES, ADDRESSES, AND PENALTIES ISSUED TO THOSE PERSONS WHO HAVE BEEN CONVICTED OF PROSTITUTION WITHIN THE CITY OF NEWARK, WITH SAID REPORT BEING PUBLISHED AS A PAID ADVERTISEMENT IN VARIOUS NEWSPAPERS IN ACCORDANCE WITH THE FOLLOWING SCHEDULE: APRIL 1, 1988, JULY 1, 1988, OCTOBER 1, 1988, JANUARY 1, 1989 was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-h.

MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, CORPORATION COUNSEL GRANT, POLICE DIRECTOR GREENLEAF, AND GREATER NEWARK CHAMBER OF COMMERCE PRESIDENT SCHOON TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS PROPER LEGISLATION PROHIBITING THE SALE AND/OR POSSESSION OF TOY GUNS was made by Councilman Payne, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-i-1.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. AUBREY LARKINS was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-i-2.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ALTON RUFFIN was made by Councilman Payne, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-j.

A MOTION DIRECTING THE CITY CLERK TO REQUEST FROM THE STATE OF NEW JERSEY AND UNITED HOSPITALS MEDICAL CENTER INFORMATION PERTAINING TO THE REPORTED PURCHASE OF PROPERTY FOR EXPANSION OF UNITED HOSPITALS was made by Councilman Rice, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-k.

A MOTION CONVEYING GRATITUDE AND APPRECIATION TO MR. RICHARD SCHOON, PRESIDENT OF THE GREATER NEWARK CHAMBER OF COMMERCE FOR HIS PARTICIPATION AND SUPPORT OF THE NEWARK DAY PROGRAM HELD DURING THE NEW JERSEY LEAGUE OF MUNICIPALITIES CONFERENCE AT ATLANTIC CITY IN NOVEMBER 1987 was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-l.

A MOTION CONVEYING GRATITUDE AND APPRECIATION TO THE UNIVERSITY HIGH SCHOOL JAZZ BAND FOR ITS OUTSTANDING PERFORMANCE WHICH IT PROVIDED FOR THE NEWARK DAY PROGRAM HELD DURING THE NEW JERSEY LEAGUE OF MUNICIPALITIES CONFERENCE HELD IN NOVEMBER 1987 was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-M-m.** A MOTION REQUESTING DIRECTOR OF ENGINEERING ZACH AND DIRECTOR OF GENERAL SERVICES LOPEZ TO ARRANGE FOR STREET CLEANING, WHEREVER NECESSARY, ALONG THE LINE OF MARCH OF THE GUYTON-CALLAHAN AMERICAN LEGION POST #152 PARADE WHICH WILL BE HELD ON SUNDAY, DECEMBER 6, 1987 COMMENCING AT 1:30 P. M. was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-n.** A MOTION RECOGNIZING AND COMMENDING MS. ALICE DUNSTON FOR HER OUTSPOKEN AND FIRM OPPOSITION AGAINST THE PROBLEM OF PROSTITUTION IN THE MILLER STREET SCHOOL VICINITY was made by Councilwoman Villani, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-o.** A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR MONTEILH, CORPORATION COUNSEL GRANT AND TAX ASSESSOR FRISINA TO MEET WITH THE COUNCIL AT THEIR PRE-MEETING CONFERENCE DECEMBER 22, 1987 TO DISCUSS ASSESSMENT ON PROPERTY KNOWN AS 373-404 SOUTH STREET, BLOCK 974, LOT 11 was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent During Roll Call: Councilman Branch.
- 7-M-p.** A MOTION DIRECTING THE CITY CLERK TO INVITE POST MASTER WALTON, DEPUTY COUNTY CLERK PAT DRAKE, AND COMMISSIONER OF REGISTRATION AND SUPERINTENDENT OF ELECTIONS KARLA J. SQUIRE TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS U. S. MAIL DELIVERY PROBLEMS was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-q.** A MOTION URGING THE IRONHILL CONFERENCE TO INVESTIGATE THE FEASIBILITY OF RESTORING THE BARRINGER/EAST ORANGE THANKSGIVING DAY FOOTBALL GAME was made by Councilman Payne, seconded by President Martinez and declared adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-r.** A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH POLICE DIRECTOR GREENLEAF REQUESTING REPORT ON STATUS OF TRACTOR TRAILER TICKET ISSUES was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a.** The City Clerk presented Communication from Business Administrator Monteilh, received November 13, 1987, enclosing proposed "Ordinance authorizing the execution of a lease between the City of Newark, Owner, and the Boys' and Girls' Clubs of Newark, Inc., Tenant for approximately 12,500 square feet of vacant land of the premises commonly known as 382-390 Hawthorne Avenue, for the sum of one hundred dollars (\$100.) or County Taxes, whichever is greater, per year for a period of ten years."
(January 1, 1988 to December 31, 1997 with option to renew for additional five years)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled meeting of the December 22, 1987 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

- 8-b. The City Clerk presented Communication from Business Administrator Monteilh, received November 17, 1987, enclosing proposed "Ordinance amending and supplementing Title 13A, Garbage and Solid Waste, Chapter 4, Collection and Disposal, and Section 10, Receptacles, Time and Place of Removing, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To create a rebuttable presumption clause indicating that the owner and manager of the property are responsible for any garbage on their property)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled meeting of the December 22, 1987 Agenda of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

- 8-c. The City Clerk presented Communication from Business Administrator Monteilh, received November 17, 1987, enclosing proposed "Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Hensler Street as a one-way street."

(Hensler Street: Southbound, from Niagara Street to Wilson Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-z on page 11 in the minutes of this meeting.)

- 8-d. The City Clerk presented Communication from Business Administrator Monteilh received November 17, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977 as amended and supplemented (To create the title of Forestry Aide in the Department of Engineering)."

(Forestry Aide 2	1/1/87	\$6.21 - \$6.69 - \$7.29
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(40 Hours)	1/1/88	6.64 - 7.16 - 7.80
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	1/1/89	7.07 - 7.63 - 8.31)
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(Title change for 2 Laborers in Department of Engineering due to reclassification by New Jersey Department of Personnel. Salary remains the same. Since Laborer is a common title in this Department it cannot be abolished. Represented by Local 6, I.F.H.P.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled meeting of the December 22, 1987 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Branch.

- 8-e. The City Clerk presented Communication from Business Administrator Monteilh, received November 18, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977 and amendments thereto, (To create the title of Local Historian) of the City of Newark:)"

(Local Historian (1)

(Ordinance creating unsalaried position in the Office of Mayor. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

520

A motion directing the City Clerk to place this ordinance on the rescheduled meeting of the December 22, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received November 17, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977 as amended and supplemented (To create the title of "Supervisor of Records and Schedules" and abolishing the title of "Demolition Expeditor")."

(Supervisor of Records
and Schedules 1/1/88 \$22,514.60 - \$27,049.65
(35 Hours))

(Creating title Supervisor of Records and Schedules and abolishing title of Demolition Expeditor in Department of Engineering. Represented by Essex Council #1, Civil Service Association. Fiscal Impact 1988-\$1,200.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled meeting of the December 22, 1987 Agenda of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received November 17, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor,' (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create the title of Physician, Part-time (Unscheduled Hours) and to abolish the title of Optometrist, Part-time in the Department of Health and Human Services)."

(Physician, Part-Time \$41.33 per hour)

(No fixed or regular hours therefore, fiscal impact undeterminable but rate of pay same as Physician-Part-time. Not represented by any union.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled meeting of the December 22, 1987 Agenda of the Municipal Council for first reading was made by Councilman Carrino, seconded by President Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received November 19, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To abolish the title of Coordinator of Federal and State Aid in the Department of Development)."

(Abolishing title in Department of Development which is being established in Department of Administration).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled meeting of the December 22, 1987 Agenda of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

December 2, 1987

8-i.

The City Clerk presented Communication from Business Administrator Monteilh, received November 19, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor' (6-S & F-d) adopted May 4, 1977 and amendments thereto. (To create the titles of Administrative Secretary and Composing Machine Operator and to abolish the title of Typesetter in the Department of Administration)."

(Administrative Secretary- (1)	1/1/87	\$18,203.55 - \$21,442.48
(35 Hours)	1/1/88	19,113.73 - 22,514.60

(Composing Machine Operator	10/19/87	17,761.29 - 21,286.52
(35 Hours)	1/1/88	18,649.35- 22,350.85)

(Creating two position titles in Department of Administration. One Composing Machine Operator result of reclassification of Typesetter by New Jersey Department of Personnel. Typesetter being abolished. Administrative Secretary budgeted in 1987 under H.C.D.A. Represented by Essex Council Number 1, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled meeting of the December 22, 1987 Agenda of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-j.

The City Clerk presented Communication from Business Administrator Monteilh, received November 17, 1987, enclosing proposed "Ordinance to amend Title 15, Housing, Chapter 11, Non-Residential Property Maintenance Code, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, (To prohibit the use of solid roll-up security gates in certain designated areas)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled meeting of the December 22, 1987 Agenda of the Municipal Council for first reading; further, directing the City Clerk to invite Business Administrator Monteilh, Director of Engineering Zach, and Greater Newark Chamber of Commerce President Schoon to meet with the Council at their rescheduled pre-meeting conference December 22, 1987 was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-k.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend Title 4, Alcoholic Beverages, Chapter 2, License, Section 12 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (Technical amendments changing notice to property owners residing within 1,050 feet of an A.B.C. Licensed establishment.)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-v (A.S.) on pages 9 and 10 in the minutes of this meeting.)

8-l.
(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received December 1, 1987, enclosing proposed "Ordinance providing for the vacation of Willow Street, as laid out 13 feet on the map of the Commissioners to lay out streets, avenues, and squares, extending from Washington Street to University Avenue."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-w (A.S.) on page 10 in the minutes of this meeting.)

8-m.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend Title 27, Zoning, Chapter 8, Section 3, Fees, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by increasing fees for inspections for certificates of occupancy."

(For action on this item, see Ordinance 6-F-x (A.S.) on page 10 in the minutes of this meeting.)

- 8-n.
(A.S.) The City Clerk presented Proposed "Ordinance amending Title 15, Housing, Chapter 4, Dwelling; responsibility of owner and operator for General Maintenance, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding a new Article 11 requiring owners to install and maintain window guards on rented dwellings)."

(For action on this item, see Ordinance 6-F-y (A.S.) on page 11 in the minutes of this meeting.)

- 8-o.
(A.S.) The City Clerk presented Proposed "Ordinance amending Title 14, Chapter 2, Section 2 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented by adding a Paragraph (d) requiring anyone convicted of engaging in prostitution to undergo testing for Acquired Immune Deficiency Syndrome."

A motion directing the City Clerk to place this ordinance on the rescheduled meeting of the December 22, 1987 Agenda of the Municipal Council for first reading was made by President Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from November 7, 1987 to November 23, 1987:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Blessed Sacrament Church	9654 (Amended)
Rosary Society of the Immaculate Conception Church	9668 (Amended)
Blessed Sacrament Rosary Society	9718 (Amended)
Blessed Sacrament Holy Name Society	9772 (Amended)
Blessed Sacrament Holy Name Society Advisory Board	9773 (Amended)
Holy Name Society, Sacred Heart Church	9799 (Amended)
Blessed Sacrament Holy Name Association	9810 (Amended)
Saint Michael's Merry Makers	9824
Blessed Sacrament Church	9834
Residents for Community Action	9838
Babyland Nursery Inc.	9841
Ms. Civic Association	9842
Ms. Civic Association	9843
Babyland Nursery Inc.	9844
Ms. Civic Association	9845

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Bronze Shield	9833
Saint Benedict Church	9835
Church of Our Lady of Good Counsel	9836
Ladies Auxiliary to Ironbound Lions Club	9837
Saint Benedict Church	9839
Goodwill Industries of New Jersey Inc.	9840

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

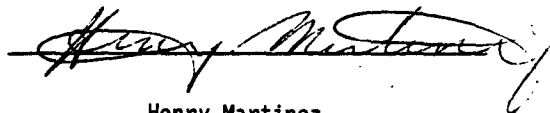
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

This meeting adjourned at 3:50 P. M.

APPROVED:

Robert P. Marasco

City Clerk



Henry Martinez

President

Newark, New Jersey, December 7, 1987

DECEMBER 7, 1987 #1

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 4:48 P. M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Tucker, Villani, President Martinez, Deputy City Clerk Mark E. Davis, Deputy Clerk of the Municipal Council.
Absent: Councilmen Carrino, Harris, Payne, Rice.

Deputy City Clerk Davis read letter dated December 4, 1987, from Council President Henry Martinez, calling a special meeting of the Municipal Council for Monday, December 7, 1987, at 3:00 P. M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, to consider the following legislation:

Contract of Hartz Mountain Industries, Inc.

Deputy City Clerk Davis stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council."

RESOLUTIONS.

7-R-a. (S-1)

Resolution amending contract authorized by Resolution 7-R-df (A.S.) adopted December 2, 1987, "Resolution amending Resolution 7-R-c, adopted April 15, 1987, conditionally designating Hartz Mountain Industries, Inc. as Redeveloper of the Waverly Yard Redevelopment Project, by ratifying and extending deadline for submission of contract for redevelopment from 180 days to date of adoption of this resolution; further, authorizing Mayor and Director of Development to enter into contract with Hartz Mountain Industries, Inc. "Redeveloper", 433 Plaza Drive, Secaucus, New Jersey, for purpose of undertaking a redevelopment project within the area known as the Waverly Yards; further, authorizing Director of Development to execute bargain and Sale Deed(s) transferring title to properties more specifically identified in said contract to Redeveloper.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Rice.

Councilman Payne arrived during the Second Special Meeting and requested to be recorded in the affirmative on this resolution.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Rice.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Grant, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Payne, Rice.

523-B

December 7, 1987

This meeting adjourned at 4:50 P. M.

APPROVED:

Mark E. Davis

Mark E. Davis
Deputy City Clerk

Henry Martinez

Henry Martinez
President

Newark, New Jersey, December 7, 1987

523-C

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 4:51 P.M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Payne, Tucker, Villani, President Martinez, Deputy City Clerk Mark E. Davis, Deputy Clerk of the Municipal Council.
Absent: Councilmen Carrino, Harris, Rice.

Deputy City Clerk Davis read letter dated December 4, 1987, from Council President Henry Martinez, calling a special meeting of the Municipal Council for Monday, December 7, 1987, at 3:00 P. M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, to consider the following legislation:

Resolution waiving the publication requirement for Ordinance 6-S & F-e, December 2, 1987.

Deputy City Clerk Davis stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council."

RESOLUTIONS.

7-R-a. (S-2)

Resolution declaring an emergency exists to Ordinance 6-Ph, S & F-e, "Ordinance providing for the acceptance and dedication of Rights-of Way associated with the development and construction of 111 Mulberry Street, Newark, New Jersey," being finally adopted December 2, 1987, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with N.J.S.A. 40:69A-181 (b).

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Rice.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

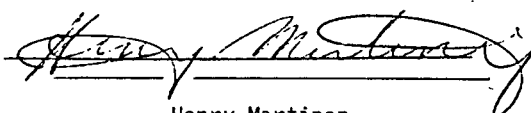
Yes: Councilmen Branch, Grant, Payne, Tucker, Villani, President Martinez.
Absent: Councilmen Carrino, Harris, Rice.

This meeting adjourned at 4:52 P. M.

APPROVED:



Mark E. Davis
Deputy City Clerk



Henry Martinez
President

DECEMBER 7, 1987#2

1

A rescheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:10 P.M.

The audience arose for the National Anthem.

The invocation was offered by Reverend N. Samuel Murrell, Memorial West United Presbyterian Church.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Branch, Grant, Harris, Payne, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Robert McDonald, Lieutenant Vito Pontrelli and Detective James Miller, Sergeants-at-Arms.

(Councilman Tucker arrived 8:13 P.M.)

(Councilwoman Villani arrived 8:24 P.M.)

(Councilman Carrino arrived 8:27 P.M.)

(Councilman Rice arrived 8:36 P.M.)

President Martinez, Councilmen Harris and Payne extended holiday greetings to the residents of the City of Newark.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented Copy of Minutes of Meeting of Board of Trustees of Newark Public Library, held October 28, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Carrino, Rice, Villani.

- 4-b. The City Clerk presented Copy of Minutes of Meeting of Executive Session of Board of Trustees' Meeting of Newark Public Library, held October 28, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Carrino, Rice, Villani.

- 4-c. The City Clerk presented Copy of Minutes of Meetings of Board of Adjustment held October 14 and October 28, 1987.
(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Carrino, Rice, Villani.

- 4-d. The City Clerk presented Copy of Minutes of Meeting of Second River Joint Meeting, held September 14, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Carrino, Rice, Villani.

- 4-e. The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held November 12, 1987.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Carrino, Rice, Villani.

A motion to consider Resolution 7-R-di at this time was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Carrino, Rice, Villani.

- 7-R-di. Resolution recognizing and commending the First, Second and Third Place Winners of the 1987 Newark Day Poster Contest held in Atlantic City on November 11, 1987.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Tucker, President Martinez.
Absent: Councilmen Carrino, Rice, Villani.

Councilman Tucker, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to the winners of the Newark Day Poster Contest and commended all of the contestants for their remarkable work.

(Councilwoman Villani arrived 8:24 P.M.)

(Councilman Carrino arrived 8:27 P.M.)

Mr. Jerome Fein, from the firm of Samuel Klein and Company, presented the first, second and third place winners of each group with a United States Savings Bond.

The recipients whom were present expressed their appreciation to Samuel Klein and Company and to the Members of the Municipal Council.

A motion to consider Resolution 7-R-df at this time was by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Rice.

- 7-R-df. Resolution recognizing and commending the Team Members, Coaches, Cheerleading Staff and Cheerleaders of the 1987 North Ward Cardinals.

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Payne.

Absent: Councilman Rice.

(Councilman Rice arrived 8:36 P.M.)

Councilman Carrino, on behalf of the Members of the Municipal Council, read and presented suitably inscribed resolutions to the recipients of this commendation.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Martinez called for ordinances on first reading.

- 6-F-a.** The City Clerk read An ordinance amending Section 23:13-1, Speed Limits, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising the speed limits on Park Avenue.
(Park Avenue, both directions, from Bloomfield Avenue to the East Orange City Line, 30 MPH.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)
(Business Administrator Monteilh and Director of Engineering Zach met with the Council September 1, 1987)
- A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 6-F-b.** The City Clerk read An ordinance amending 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Blanchard Street.
(Deleting: Blanchard Street, both sides, beginning 2180 feet north of the northerly curblin of Raymond Boulevard to its terminus.
Adding: Blanchard Street, both sides, beginning at the northerly curblin of Raymond Boulevard extending 600 feet northerly therefrom)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)
- A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 6-F-c.** The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Irvine Turner Boulevard as a one-way Street.
(Irvine Turner Boulevard: Southbound, from Clinton Avenue to West Runyon Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)
- A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 6-F-d.** The City Clerk read An ordinance amending Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Elm Street.
(Elm Street: From McCarter Highway to Mulberry Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)
- A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-e.

The City Clerk read An ordinance amending Sections 23:5-2, 23:5-4 and 23:5-6, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Clinton Avenue.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent During Roll Call: Councilman Carrino.

President Martinez: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1988.

6-F-f.

The City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Clinton Avenue - Fabyan Place - South 18th Street.

(Intersection: Clinton Avenue - Fabyan Place - South 18th Street.

Right Turn on Red Prohibition: All Right Turns.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-g.

The City Clerk read An ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turn prohibition on Clay Street at McCarter Highway.

(East on Clay Street to north on McCarter Highway, 6:00 A.M. to 9:30 A.M. and 3:30 P.M. to 6:00 P.M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-h.

The City Clerk read An ordinance authorizing the execution of a lease between the City of Newark, Owner, and the Boys' and Girls' Clubs of Newark, Inc., Tenant for approximately 12,500 square feet of vacant land of the premises commonly known as 382-390 Hawthorne Avenue, for the sum of one hundred dollars (\$100.) or County Taxes, whichever is greater, per year for a period of ten years.

(January 1, 1988 to December 31, 1997 with option to renew for additional five years)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1988.

6-F-i.

The City Clerk read An ordinance amending and supplementing Title 13A, Garbage and Solid Waste, Chapter 4, Collection and Disposal, and Section 10, Receptacles, Time and Place of Removing, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To create a rebuttable presumption clause indicating that the owner and manager of the property are responsible for any garbage on their property).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Harris, and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1988.

6-F-j.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended and supplemented (To create the title of Forestry Aide in the Department of Engineering).

(Forestry Aide 2	1/1/87	\$6.21 - \$6.69 - \$7.29
(40 Hours)	1/1/88	6.64 - 7.16 - 7.80
	1/1/89	7.07 - 7.63 - 8.31

(Title change for 2 Laborers in Department of Engineering due to reclassification by New Jersey Department of Personnel. Salary remains the same. Since Laborer is a common title in this Department it cannot be abolished. Represented by Local 6, I.F.H.P.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1988.

6-F-k.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 and amendments thereto, (To create the title of Local Historian) of the City of Newark.)

(Local Historian (1)

(Ordinance creating unsalaried position in the Office of Mayor. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council).

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1988.

6-F-l.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended and supplemented (To create the title of "Supervisor of Records and Schedules" and abolishing the title of "Demolition Expeditor").

523

(Supervisor of Records
and Schedules 1/1/88 \$22,514.60 - \$27,049.65)
(35 Hours)

(Creating title Supervisor of Records and Schedules and abolishing title of
Demolition Expeditor in Department of Engineering. Represented by Essex Council
#1, Civil Service Association. Fiscal Impact 1988-\$1,200.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch,
seconded by Councilman Harris and declared adopted by President Martinez by the
following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance
is declared adopted on first reading and the City Clerk is hereby authorized and
directed to advertise said ordinance and give public notice of its introduction
and passage on first reading as provided by law. This ordinance will come up for
a public hearing and be considered for further action on January 6, 1988.

6-F-m. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance
creating positions in the Department of Health and Human Services and establishing
salaries therefor," (6-S & F-x) adopted July 16, 1986, as amended and supplemented.
(To create the title of Physician, Part-time (Unscheduled Hours) and to abolish
the title of Optometrist, Part-time in the Department of Health and Human Services).

(Physician, Part-Time \$41.33 per hour)
(Unscheduled Hours)

(No fixed or regular hours therefore, fiscal impact undeterminable but rate
of pay same as Physician-Part-time. Not represented by any union.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne,
seconded by Councilman Rice and declared adopted by President Martinez by the following
votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance
is declared adopted on first reading and the City Clerk is hereby authorized and
directed to advertise said ordinance and give public notice of its introduction
and passage on first reading as provided by law. This ordinance will come up for
a public hearing and be considered for further action on January 6, 1988.

6-F-n. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance
creating positions in the Department of Development" (6-S & F-x) adopted July 16,
1986, as amended and supplemented (To abolish the title of Coordinator of Federal
and State Aid in the Department of Development).

(Abolishing title in Department of Development which is being established
in Department of Administration).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Martinez,
seconded by Councilman Harris and declared adopted by President Martinez by the
following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance
is declared adopted on first reading and the City Clerk is hereby authorized and
directed to advertise said ordinance and give public notice of its introduction
and passage on first reading as provided by law. This ordinance will come up for
a public hearing and be considered for further action on January 6, 1988.

6-F-o. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance
creating permanent positions in the Department of Administration and establishing
salaries therefor" (6-S & F-d) adopted May 4, 1977 and amendments thereto. (To
create the titles of Administrative Secretary and Composing Machine Operator and
to abolish the title of Typesetter in the Department of Administration).

(Administrative Secretary (1) 1/1/87 \$18,203.55 - \$21,442.48
(35 Hours) 1/1/88 19,113.73 - 22,514.60

(Composing Machine Operator 10/19/87 17,761.29 - 21,286.52
(35 Hours) 1/1/88 18,649.35 - 22,350.85)

(Creating two position titles in Department of Administration. One Composing Machine Operator result of reclassification of Typesetter by New Jersey Department of Personnel. Typesetter being abolished. Administrative Secretary budgeted in 1987 under H.C.D.A. Represented by Essex Council Number 1, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1988.

6-F-p.

The City Clerk read An ordinance amending Title 14, Chapter 2, Section 2 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented by adding a Paragraph (d) requiring anyone convicted of engaging in prostitution to undergo testing for Acquired Immune Deficiency Syndrome.

A motion to adopt the ordinance on first reading was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1988.

6-F-q.

The City Clerk read An ordinance to amend Title 15, Housing, Chapter 11, Non-Residential Property Maintenance Code, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To prohibit the use of solid roll-up security gates in certain designated areas).

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Monteilh, Engineering Director Zach and Greater Newark Chamber of Commerce President Schoon met with Council December 22, 1987)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1988.

A motion to remove from the Table "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979, as amended. (To adjust the salary of Director, Department of General Services)", (6-F-x, September 16, 1987), was made by Councilman Harris, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-F-r.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented. (To adjust the salary of Director, Department of General Services.

(Director, Department of General Services 1/1/87 \$57,010.55 - \$57,010.55)
(5% increase for 1987)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Ordinance tabled September 16, 1987)
(Ordinance removed from the table December 22, 1987)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1988.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Tiffany Boulevard.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Tiffany Blvd.:

South side, from Mt. Prospect Avenue westerly to Highland Avenue

SECTION 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication according to law.

SECTION 4. This ordinance does not require approval by the Commissioner of Transportation.

President Martinez called for those desiring to be heard on the ordinance to approach the rail; give their name and address and be heard.

A motion to close the hearing and table the ordinance on second reading and final passage was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising reserved parking spaces on Oxford Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

OXFORD STREET:

West side, beginning 333 feet south of the southerly curblin of Raymond Boulevard and extending 25 feet southerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. this ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. This ordinance does not require approval by the Commissioner of Transportation.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of Taxes, Interest and Penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987, on property owned by Woodland Corporation, Inc., (Church), and located at 396-398 18th Avenue, Block 2608, Lots 63 and 64, Newark, New Jersey.

WHEREAS, Newark Woodland Corporation, Inc. (Church) is a New Jersey corporation; organized under Title 15A of the New Jersey Statutes, as a nonprofit corporation, organized exclusively for religious purposes; and

WHEREAS, Newark Woodland Corporation, Inc. (Church), purchased property located at 396-398 -18th Avenue, Block 2608, Lots 63 & 64 on September 30, 1980; and

WHEREAS, Said premises located at 396-398 18th Avenue have been used from the date of acquisition exclusively for religious purposes; and

WHEREAS, The aforesaid property has at all times been entitled to an exemption from payment of real property taxes; and

WHEREAS, The Newark Woodland Corporation, Inc. (Church) represents that it inadvertently failed to file a claim for continued tax exemption; and

WHEREAS, The Tax Assessor did not grant tax exempt status to said corporation for years 1986 and 1987 due to the failure of said corporation to file a continuing statement; and

WHEREAS, There is due and owing taxes in the amount of \$4,067.11 including applicable fees and interest for year 1986, and there is due and owing taxes in the amount of \$4,203.42, including applicable fees and interest for year 1987; and

WHEREAS, N.J.S.A. 54:4-3.6c, provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why a timely claim was not filed, return all taxes collected on properties owned by one or more associations or corporations organized exclusively for the purposes as set forth in N.J.S.A. 54:4-3.6, which would have been exempt had a timely claim been made therefore.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. By copy of this Ordinance, the Tax Assessor of the City of Newark, be and he is hereby authorized to remove the tax assessment for years 1986 and 1987 on the property listed above, located in Newark, New Jersey and having taxes due and owing to the City of Newark.

2. The Tax Collector of the City of Newark cancel taxes in the total amount of \$8,270.53, plus applicable fees and interest for the years 1986 and 1987 on the property noted above, owned by Newark Woodland Corporation, Inc. (Church), pursuant to the provisions of N.J.S.A. 54:4-3.6c.

3. This Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 17, Offenses, Miscellaneous; Chapter 3A, Noise Control Ordinance; Section 8 (f), Exemptions and Section 12, Standing Motor Vehicles, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To correct certain references).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1, Title 17, Offenses, Miscellaneous, Chapter 3A, Noise Control, Section 8(f) Exemptions is amended to read as follows:

17:3A-8 Exemptions

The sound levels listed in table 1 shall not apply to:

-
- (f) Noise from equipment operated for the removal of refuse and solid waste except as provided in 17:3A-13(k) of this ordinance.
-

SECTION 2, Title 17, Offenses, Miscellaneous, Chapter 3A, Noise Control, Section 12, Standing Motor Vehicles, is amended to read as follows.

17:3A-12 Standing Motor Vehicles

No person shall operate or permit the operation of any vehicle or any auxiliary equipment attached to such a vehicle, for a period longer than three minutes in any hour while the vehicle is stationary, for reasons other than traffic congestion, on a public right-of way or public space, or within 150 feet of a residential area between the hours of 8:00 p.m. and 8:00 a.m. except for refuse collection as described in section 17:3A-13(k) of this ordinance.

SECTION 3, Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 4, This ordinance shall take effect upon final passage and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

533
6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Business Administrator to enter into a lease agreement with Choices, Inc., for the period December 1, 1987 to November 30, 1992 for the sum of \$1.00 per year for second floor of 15 Roseville Avenue, Block 1873, Lot 5.

WHEREAS, Choices, Inc., a non-profit corporation of the State of New Jersey, has tax exempt status with respect to both the State of New Jersey and the Federal Government; and

WHEREAS, the City of Newark owns the premises commonly known as 15 Roseville Avenue, Block 1873, Lot 5, of the Official Tax Maps and Tax Duplicate (year 1984) of the City of Newark, said premises not needed for use by the municipality; and

WHEREAS, on January 7, 1987 through Ordinance #6PHS&FK010787 the Municipal Council ratified the Ordinance and lease agreement with Choices, Inc.; and

WHEREAS, the Department of Health and Human Services wishes to amend said Ordinance and lease agreement.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. Section 2. of Ordinance #6PHS&FK010787 shall be amended to read as follows:

"The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement on behalf of the City of Newark, owner, to let second floor of the above described premises to the said Choices, Inc., lessee, pursuant to N.J.S.A. 40A:12-14 (c), from the date of adoption of this Ordinance to November 30, 1992."

2. Section 3. of Ordinance #6PHS&FK010787 shall be amended to read as follows:

"Said Choices, Inc. shall, as consideration for said lease agreement, pay the owner the sum of one dollar (\$1.00) per year for a period of five (5) years."

3. Section 7. A copy of the lease agreement is attached hereto.

4. All other provisions of Ordinance #6PHS&FK dated 010787 remains unchanged.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of Gray Street as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of West Market Street to the southerly line of Orange Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Gray Street as laid out 50 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of West Market Street to the southerly line of Orange Street shall be vacated as a public street or right-of-way; however, reserving to Public Service Electric and Gas Company and to the City of Newark the right of entry and easement for the entire length and total width of Gray Street to be vacated for the purpose of relaying, rebuilding, reconstructing, or maintaining their respective electric, gas, water, and sewer utilities and appurtenances thereto, now laid or to be laid within the above described easement reservation area for said street to be vacated. The erection, construction or placing of any building, vault or structure which will interfere with the laying, relaying, rebuilding, reconstructing or maintenance of existing or additional electric, gas, water and sewer utilities and their appurtenances are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this council, which map is hereto attached and made a part hereof and a copy of which map, known and designated as Map No. 1796-V, dated 5 October, 1987 is on file in the office of the Director, Department of Engineering.

Section 2. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 3. That this Ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

537
6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of Thirteenth Avenue as laid out 60 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the westerly line of Bergen Street to the easterly line of Camden Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Thirteenth Avenue as laid out 60 feet on the Map of the Commissioners to lay out street, avenues, and squares, extending from the westerly line of Bergen Street to the easterly line of Camden Street shall be vacated as a public street or right-of-way; however, reserving to Public Service Electric and Gas Company, New Jersey Bell Telephone Company and to the City of Newark the right of entry and easement for a 35 foot strip of land extending in width from a point 12 feet north of the southerly line of Thirteenth Avenue to 13 feet south of the northerly line of Thirteenth Avenue for the purpose of relaying, rebuilding, reconstructing, or maintaining their respective electric, gas telephone, water and sewer utilities and appurtenances thereto, now laid or to be laid within the above described easement reservation area for said street to be vacated. The erection, construction or placing of any building, vault or structure which will interfere with the laying, relaying, rebuilding, reconstructing or maintenance of existing or additional electric, gas, telephone, water and sewer utilities and their appurtenances are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map, known and designated as Map No. 1795-V dated 5 October, 1987 is on file in the office of the Director of Engineering.

Section 2. That the company requesting the vacation of Thirteenth Avenue shall have (1) one year from the date of the publication of this Ordinance to purchase said street from the City of Newark; if said purchase is not completed within a one year period, the Director of Engineering shall prepare an Ordinance revoking this Ordinance.

Section 3. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 4. That this Ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor" (6-S & F-h) adopted May 4, 1977 as amended and supplemented (To create certain position titles and abolish others in the Department of Finance).

(Title changes due to reclassification by New Jersey Department of Personnel. Titles represented by Essex Council No. 1, Civil Service Association. Five titles changed but only two being abolished since other titles have other incumbents serving in them. No salary change.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 2 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977, as amended and supplemented be amended to create the titles, as follows, to wit:

POSITIONS

Assistant Chief Accountant 0345 (35 Hrs.)	\$25,584.45 - \$30,782.11
Principal Clerk Typist/Senior Water Meter Reader 6410 (35 Hrs.)	14,816.90 - 17,402.45
Secretarial Assistant, Typing 3127 (35 Hrs.)	16,931.30 - 19,579.22
Senior Clerk 3247 (35 Hrs.)	11,909.58 - 14,176.66
Senior Data Control Clerk 3294 (35 Hrs.)	14,816.90 - 17,402.45

SECTION 2. Section 2 of the aforementioned ordinance be further amended to abolish the following title and title code, as follows, to wit:

POSITIONS

Secretarial Assistant
3127 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

December 22, 1987

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Inspector, City Owned Property in the Department of Development)"

(Title change due to reclassification of New Jersey Department of Personnel. Represented by AFSCME Local 2299. No salary change. Title not being abolished since there are other incumbents in same title.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled "An ordinance creating positions in the Department of Development" (6S&Fz) adopted July 16, 1986 as amended and supplemented be amended to create the title, as follows, to wit:

POSITION

Inspector, City Owned Property (1)	1/1/87	\$20,113.86 - \$23,991.25
2102 (40 Hrs.)	1/1/88	21,110.55 - 25,190.81

SECTION 2. The hereinabove position title shall become effective October 19, 1987.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor" (6-S & F-d) adopted May 4, 1977 as amended and supplemented (To create the title of Coordinator of Federal and State Aid in the Department of Administration).

(Creating title in Department of Administration due to transfer from Department of Development. Represented by Essex Council No. 1, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(g) of an ordinance entitled "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 as amended and supplemented be amended to create the title, as follows, to wit:

(g) Department of Administration

POSITION

Coordinator of Federal and State Aid (1) 1/1/87 \$33,793.17 - \$40,774.16
1355 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986, as amended (To create the position title of Senior Clerk in the Department of Land Use Control). (Creating title inadvertently omitted from original ordinance. Represented by Essex Council #1, Civil Service Association. Title fully funded in budget of Department of Land Use Control.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6S&Fba) adopted July 16, 1986, as amended and supplemented be amended to create the position title, as follows, to wit:

POSITION

Senior Clerk	1	8/11/86	\$10,509.58 - \$12,776.66
(35 Hrs.)		1/1/87	11,909.58 - 14,176.66
3247			

541

SECTION 2. The establishment of the hereinabove position shall be effective as of August 11, 1986.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Police (Non-uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title of Senior Investigator, Alcoholic Beverage Control in the Department of Police).

(Creating title Senior Investigator, Alcoholic Beverage Control in Police Department. One position of Investigator will be abolished and will be replaced with this title so no increase in head count. Represented by Essex Council #1, Civil Service Association. Fiscal Impact-1987-\$125., 1988-\$1,200.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6S&Fk) adopted May 4, 1977, as amended and supplemented be supplemented to create the title, as follows, to wit:

POSITION

Senior Investigator,	1	\$23,496.13 - \$28,271.60
Alcoholic Beverage Control	1/1/88	24,670.94 - 29,685.18
A693 (35 Hrs.)		

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the title of Data Control Clerk in the Department of Health and Human Services).

(Creating title Data Control Clerk in Department of Health and Human Services. Represented by Essex Council #1, Civil Service Association. Existing vacancy in one of the Medical Records Clerk. Fiscal impact will be approximately \$2,000.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Human Services (6S&FX) adopted July 16, 1986, as amended and supplemented to create the following position, as follows, to wit:

POSITION

Data Control Clerk	1	\$14,176.66 - \$16,931.30
1468		
35 Hrs.		

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

December 22, 1987

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 as amended and supplemented (To create the title of Assistant Administrative Analyst in the Department of Administration).

(Creating title of Assistant Administrative Analyst in Department of Administration Division of Budget. Represented by Essex Council #1, Civil Service Association. Funded from Grant Funds.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(g) of an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 as amended and supplemented be amended to create the title, as follows, to wit:

(g) DEPARTMENT OF ADMINISTRATION

POSITION

Assistant Administrative Analyst	1	\$18,714.08 - \$22,443.85
0302 (35 Hrs.)		

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Harris, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

December 22, 1987

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 4, Alcoholic Beverages, Chapter 2, License, Section 12 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 4, Chapter 2, Section 12 of the Revised Ordinances of the City of Newark, New Jersey, is hereby amended to read as follows:

4:2-12. New license or transfer from place to place notice to property owners.

(a) Every applicant for a new license or transfer of a license from place to place shall give written notice of such application, at least 5 days prior to newspaper publication of second notice of application, to all owners of property within 1,050 feet of the premises sought to be licensed.

(b) The 1,050 feet referred to in this section shall be measured by a circle having a diameter of 1,050 feet. The center of this circle shall be the front door as indicated on the City's Official Tax Map of the premises sought to be licensed. Any other premises falling within such distance, in part or in whole, shall be deemed to be within such 1,050 feet for the purpose of this title. It shall be the responsibility of the licensee to have a licensed surveyor prepare a map showing these facts. Such maps shall be filed with the Newark A.B.C. 7 days before the hearing on the transfer.

Section 2. All prior ordinances or part thereof inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of Willow Street, as laid out 13 feet on the map of the Commissioners to lay out streets, avenues, and squares, extending from Washington Street to University Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Willow Street, as laid out 13 feet on the Map of the Commissioners to lay out streets, avenues, and squares, extending from Washington Street to University Avenue, shall be vacated as a public street or Right-of-Way; however, reserving to Public Service Electric and Gas Company and to the City of Newark the right of entry and easement for the entire length and total width of Willow Street for the purpose of relaying, rebuilding, reconstructing, or maintaining their respective electric, gas, and sewer utilities and appurtenances thereto, now laid or to be laid within the above described easement reservation area for said street to be vacated. The erection, construction or placing of any building, vault or structure which will interfere with the laying, relaying, rebuilding, reconstructing or maintenance of existing or additional electric, gas and sewer utilities and their appurtenances are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map, known and designated as Map No. 1797-V, dated 4 November, 1987 is on file in the office of the Director, Department of Engineering.

Section 2. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 3. That this Ordinance shall take effect upon adoption and publication in accordance with law.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 27, Zoning, Chapter 8, Section 3, Fees, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by increasing fees for inspections for certificates of occupancy.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 27, Chapter 8, Section 3, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended to read in its entirety as follows:

27:8-3.

Fees for inspections for certificates of occupancy shall be as follows:

<u>Type</u>	<u>Fee</u>
1 to 2 unit dwelling	\$100.00
3 to 10 unit dwelling	125.00
11 to 20 unit dwelling	150.00
21 to 40 unit dwelling	175.00
41 to 100 unit dwelling	200.00
over 100 unit dwelling	200.00 minimum plus \$10.00 for each unit over 100 units.
First reinspection	No charge
Second reinspection	30.00
Third and subsequent reinspection	50.00

Section 2. All prior ordinances or parts thereof which are inconsistent herein are hereby repealed.

Section 3. This ordinance shall take effect ninety (90) days after final passage and publication in accordance with the laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Grant and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 15, Housing, Chapter 4, Dwelling; responsibility of owner and operator for General Maintenance, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding a new Article 11 requiring owners to install and maintain window guards on rented dwellings).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 15, Housing, Chapter 4, Dwelling; Responsibility of Owner and Operator for General Maintenance, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding a new Article 11, Requiring Owners to Install and Maintain Window Guards on Rented Dwellings) to read in its entirety as follows:

Article 11. Window Guards.

15:4-37. Responsibility of Owners.

The owner of any rented dwelling unit shall be required to install, maintain window guards on each window in every apartment and in the public hallways of said rented dwelling in which a child who is at least 6 months of age but no older than 10 years of age resides.

15:4-38. Exclusion.

This requirement shall not require the owner to install said window guards on fire escapes, patios and other areas where a person may exit without falling more than 6 feet.

15:4-39. Definition.

Owner shall mean, the owner, lessee, agent or other person who manages or controls any rented dwelling.

15:4-40. Standard.

The Director of Land Use Control shall be charged with establishing uniform standards for the type of window guards to be installed.

15:4-41. The owner, lessee, agent or other person who manages or controls a multiple dwelling shall not be held liable for having violated the provisions of this section when:

- A) The tenant of an apartment fails to respond to a notice sent in a form approved by the Director of Land Use Control inquiring whether or not a child between 6 months and 10 years of age resides in the subject apartment.
- B) The tenant responds that no child within such age groups resides therein; or
- C) Unless and until a tenant who has previously responded that no child within such age group resides in the subject apartment and thereafter such a child does become a resident therein, shall have notified the Department of Land Use Control that such child is currently in residence therein.

15:4-42. Promulgation of Regulations.

The Director of Land Use Control is authorized and empowered to issue such regulations as he may deem reasonably necessary to carry out the purpose of this ordinance, insure the proper function of window guards, and provide for the safety of apartment dwellers. Such regulations shall be in writing and shall be given to each owner, lessee, agent or other person who manages or controls a multiple dwelling at the time of the acceptance of his registration or at the time of the amendment thereof. It shall be a violation of this ordinance to violate the regulations of the Director of Land Use Control.

15:4-43. Penalty.

Anyone found to be in violation of this section shall, upon conviction, be fined in the amount of \$100. or in an amount not to exceed \$1,000. or by imprisonment for a term not to exceed 90 days or both.

Section 2. All prior ordinances or parts thereof inconsistent herewith, including Ordinance 6-S & F-f adopted November 16, 1987, are hereby repealed.

Section 3. This ordinance shall take effect 90 days after final passage and publication in accordance with the Laws of the State of New Jersey.

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Hensler Street as a one-way street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Hensler Street:

Southbound, from Niagara Street to Wilson Avenue

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

549

President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Martinez called for ordinances on second reading and final passage.

6-S & F-t.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend Title 27, Zoning, Chapter 1, Citation and Construction of Title: Definitions, of the Revised Ordinances of the City of Newark, New Jersey (To modify the definition of the term "Town Houses" by removing the requirement of a masonry party wall).

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)
(Public Hearing Closed)

A motion to reject the ordinance and directing the City Clerk to communicate with Engineering Director Zach and Central Planning Board Plan Review Coordinator Hilliard requesting that the number of construction projects approved for townhouses which do not have the required masonry party walls be submitted to Members of the Municipal Council; further directing the City Clerk to invite Business Administrator Monteilh, Engineering Director Zach, Central Planning Board Project Review Coordinator Hilliard and Mr. D. J. Henderson to meet with the Members of the Municipal Council at its January 5, 1988, pre-meeting conference was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

6-S & F-u.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Bond ordinance reappropriating cash balances from previously adopted capital ordinances including certain bond ordinances and determining that said appropriations including bond proceeds are no longer needed for the purposes set forth in said ordinances and amending said ordinances to reflect the cancellation of said appropriations, and transferring \$2,885,551.26 to the Capital Surplus Fund and appropriating \$2,721,066. from the Capital Surplus Fund to the purposes set forth herein for various capital improvements to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval of Debt Statement received from Division of Local Government Services)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

President Martinez: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS

6-HC-a. MR. ELMORE GAINES, 12 GAREIS STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to his truck being parked on City-owned property and problems he has with the welfare program.

6-HC-b. MR. HERB ROSENBLUTH, 596 RIDGE STREET, NEWARK, NEW JERSEY.

6-HC-c. MS. KATHY TURK, 122 SECOND AVENUE, NEWARK, NEW JERSEY.

6-HC-d. MR. JOSEPH F. MANNING, 798 RIDGE STREET, NEWARK, NEW JERSEY.

6-HC-e. MR. DEBORAH PENHARLOW, 132 HELLER PARKWAY, NEWARK, NEW JERSEY.

6-HC-f. MR. BRENDAN O'FLAHERTY, 23 REYNOLDS PLACE, NEWARK, NEW JERSEY.

6-HC-g. MR. FRANK P. ARCOLEO, JR., 132 HELLER PARKWAY, NEWARK, NEW JERSEY.

The above residents addressed the Members of the Municipal Council with respect to opposition to Tax Abatement extensions and a report entitled "An Analysis of First Newark Gateway Urban Renewal Association Filings" submitted by the Newark Fair Taxation Committee.

Following a lengthy discussion, President Martinez directed that a verbatim transcript of the remarks of the above residents be forwarded to Mayor James, Business Administrator Monteilh, Corporation Counsel Grant, Tax Collector Joseph and Principle Auditor Scherwin for their information.

6-HC-h. MS. BRENDA ROBERSON, 255 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the Federal Government checking on taxing abatements and the possibility of placing the homeless in a vacant building located on South 10th Street and questioned certain contracts to be considered by the Members of the Municipal Council on this agenda.

6-HC-i. MR. WILBUR HOOPER, SR., 167 PENNSYLVANIA AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to Ordinance 6-F-p on this agenda and also the ordinance dealing with the necessity to have fire walls in attached houses.

President Martinez directed that a verbatim transcript of Mr. Hooper's remarks be forwarded to Mayor James and Development Director Lucas for their information.

6-HC-j. MR. PAUL LETTINI, LETTINI REAL ESTATE, 1736 EAST ST. GEORGE AVENUE, LINDEN, NEW JERSEY, representing a client interested in purchasing property located at 92 Sussex Avenue. He queried why this lot has not come up for auction.

President Martinez requested Mr. Lettini, through the Office of the City Clerk, to set up an appointment with Development Director Lucas and Mr. Pacifico and Councilman Branch to try and resolve this problem.

RESOLUTIONS AND MOTIONS.RESOLUTIONS.

- 7-R-a.** Resolution authorizing Corporation Counsel to enter into a contract with Pitney Hardin, Kipp and Szuch, 163 Madison Avenue, Morristown, New Jersey, representing City of Newark before Board of Public Utilities on exorbitant rates charged at solid waste transfer stations, located at 100 Avenue A and 442 Frelinghuysen Avenue; legal and other professional fees shall not exceed \$50,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)
(Engineering Director Zach met with Council December 1, 1987)
- A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-b.** Resolution authorizing Corporation Counsel to enter into and execute contract with law firm of Gordon & Gordon, for purpose of representing City of Newark in litigation "City of Newark, a municipal corporation, State of New Jersey and Sharpe James, Mayor, and any taxpayer v. Essex County Board of Chosen Freeholders, Nicholas Amato, Essex County Executive, et al," together with such other action as requested by Corporation Counsel, for \$39,376.40. (Challenging decision of Essex County Board of Chosen Freeholders to locate two transfer stations within the City of Newark and to challenge the decision to close the Hackensack Meadowland site for disposal of solid waste.)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Engineering Director Zach met with Council December 1, 1987)
- A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Grant, Payne, Rice, Tucker, Villani, President Martinez.
Not Voting: Councilmen Carrino, Harris.
- 7-R-c.** Resolution authorizing Director of Health and Human Services to execute a hold harmless and indemnification agreement providing for indemnification to Mountainside Tennis Center for any claims arising out of use of said center on Saturday, January 23, 1988 to Friday, January 29, 1988, "15th Annual Tennis Tournament".
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Monteilh, Corporation Counsel Grant, Health and Human Services Director Foster-Struggs and Recreation and Cultural Affairs Manager Lightfoot to meet with the Council at its January 5, 1988 pre-meeting conference was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-R-d.** Resolution approving determination of Central Planning Board that City Tax Block 721, Lot 22 (609-621 Broadway) specifically described in the Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended, pursuant to Executive Order PM870053, July 29, 1987.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
Not Voting: Councilman Tucker.

- 7-R-e. Resolution approving determination of Central Planning Board that City Tax Block 560, Lot 2 (48-52 Second Avenue) specifically described in the Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended, pursuant to Executive Order PM870053, July 29, 1987.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
Not Voting: Councilman Tucker.

- 7-R-f. Resolution approving determination of Central Planning Board that City Tax Block 3656, Lot(s) 8, 9, 10, 11, 12, 13, 14 and 15 (976-990 Bergen Street) specifically described in the Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended, pursuant to Executive Order PM870053, July 29, 1987.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
Not Voting: Councilman Tucker.

- 7-R-g. Resolution approving determination of Central Planning Board that City Tax Block 3665, Lot 73 (169 Shephard Avenue) specifically described in the Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended, pursuant to Executive Order PM870059, May 26, 1987.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
Not Voting: Councilman Tucker.

- 7-R-h. Resolution approving determination of Central Planning Board that City Tax Block 943, Lot 6 (34-42 Pacific Street/94-98 New York Avenue) specifically described in the Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended, pursuant to Executive Order PM870056, October 1, 1987.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
Not Voting: Councilman Tucker.

- 7-R-i. Resolution approving determination of Central Planning Board that City Tax Block 360, Lot(s) 10, 12 and 13-21 (655-677 South Fourteenth Street) specifically described in the Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended, pursuant to Executive Order PM870056, October 1, 1987.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.
Not Voting: Councilman Tucker.

7-R-j.

Resolution approving determination of Central Planning Board that City Tax Block 2406, Lot 5 (55-63 Lockwood Street) and City Tax Block 2407, Lot 32 (333-347 Raymond Boulevard) specifically described in the Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended, pursuant to Executive Order PM870053, July 29, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,
President Martinez.
Not Voting: Councilman Tucker.

7-R-k.

Resolution approving determination of Central Planning Board that City Tax Block 1958, Lot 13 (40-42 North 10th Street) and City Tax Block 1960, Lot(s) 38 and 39 (293-297 North 13th Street) specifically described in the Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended, pursuant to Executive Order PM870053, July 29, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,
President Martinez.
Not Voting: Councilman Tucker.

7-R-l.

Resolution approving determination of Central Planning Board that City Tax Block 599, Lot(s) 47 and 49 (591-597 Fifth Street), City Tax Block 599, Lot(s) 1 and 63 (617-621 Fifth Street), City Tax Block 600, Lot 24 (606 Third Street), City Tax Block 600, Lot 22 (610 Third Street), City Tax Block 662, Lot 11 (690 Fifth Street) and City Tax Block 663, Lot(s) 15 and 16 (691-693 Fifth Street) specifically described in the Report of Findings of the Central Planning Board is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended, pursuant to Executive Order PM870053, July 29, 1987.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani,
President Martinez.
Not Voting: Councilman Tucker.

7-R-m.

Resolution ratifying and authorizing Business Administrator to enter into contract with nine (9) contractors, lowest responsible bids received, to Provide Salt and or Grit Spreading and Snow Plowing, for period November 1, 1987 to May 15, 1988; contract shall not exceed \$1,500,000.; 1988 expenditures contingent upon and subject to appropriation and encumbrance of funds in that year.

(A & A Automotive Maintenance Co.; A & A Enterprises, Inc.; R. Basso Jr. Rubbish Removal Service; G & L Salt Spreading Co.; Grafton Construction Co., Newark Salt Spreading and Plowing Co.; E. Palmer Paving Co., Inc.; Snow Removal Associates; Standard Concrete Block and Supply Co., Inc.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani,
President Martinez.

7-R-n.

Resolution authorizing Business Administrator to enter into contract with A & A Automotive Maintenance Co., 490 North 5th Street, Newark, New Jersey, lowest responsible bid received, to Provide Lubrication, Greasing and Oil Change for Heavy Duty Vehicles, for period January 1, 1988 to December 31, 1988; contract shall not exceed \$100,000.; funds contingent upon and subject to appropriation and certification of funds in 1988 operating budget of Division of Motors.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the resolution to Administration per their request was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-o.

Resolution ratifying and authorizing Business Administrator to enter into contract with Martin S. Tieger, ASA, 141 South Harrison Street, East Orange, New Jersey, only responsible bid received, to Provide Appraisal of City-owned Properties, for period November 15, 1987 to November 30, 1988; contract shall not exceed \$50,000.; \$25,000. encumbered in 1987 budget of Office of Property Management; any additional expenditures contingent upon and subject to appropriation and certification of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-p.

Resolution ratifying and authorizing Business Administrator to enter into contract with eleven (11) contractors, lowest responsible bids received, to provide snow plowing and snow carting, for period November 1, 1987 to May 15, 1988; contract shall not exceed \$600,000.

(A & A Enterprises, Inc.; F. Basso Jr. Rubbish Removal Service; Essex Recycled Fibers; French Excavating and French Trucking, Inc.; Grafton Construction Co., Inc.; I.R.S. Trucking, Inc.; M & L Construction Co.; Newark Salt Spreading and Plowing Co., Inc.; Snow Removal Associates; Standard Concrete Block and Supply Co., Inc.; TGM Trucking)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Tucker, Rice, Villani, President Martinez.

7-R-q.

Resolution ratifying and authorizing Business Administrator to enter into contract with A to Z Maintenance & Sales Co., 425 South Street, Newark, New Jersey, A. Lembo Auto Body, Inc., 76 Riverside Avenue, Newark, New Jersey and J's & D's Equipment Repair, Inc., 1921 East Elizabeth Avenue, Linden, New Jersey, lowest responsible bids received, to Provide Snow Plow Repairs and Parts and Mounting of Snow Plow "A" Frames, for period November 1, 1987 to October 31, 1988; contract shall not exceed \$350,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-r.

Resolution authorizing Director of Engineering to enter into agreements with community based organizations that operate buy back centers, to help fund daily operations of such centers; further authorizing Director of Engineering to disperse funds, consistent with agreement, to community groups interested in operating such centers; further creating fund in Division of Sanitation disposal account in sum of \$200,000. (To be funded at a rate of \$30. per ton by each community buy-back center)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-s.

Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with Youth Development Clinic, Inc., for provision of health care services, for period July 1, 1987 to June 30, 1988; contract in amount of \$45,000. to be paid from 1987 budget of Department of Health and Human Services. (Contract awarded without competitive bidding as a Professional Service under provisions of Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-t.

Resolution authorizing Director of Engineering to execute Contract 87-21, with Tish Incorporated, 240 Dukes Street, Kearny, New Jersey, lowest responsible bid submitted, for Replacement of Fire Hydrants--Citywide, for total sum of \$96,500.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill goals of this project, in net amount not to exceed additional \$8,400.; funds provided in 1987 operating budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-u.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to execute and enter into Agreement with Board of Education of the City of Newark for purpose of conducting an "After School Development Program" for students of Newark School District, for period November 2, 1987 through April 29, 1988; City agrees to defend, indemnify and save harmless the Board from and against all claims, demands and causes of action (including costs, expenses, and reasonable attorney's fees on account thereof) arising out of, or in connection with, any acts or omissions of the City, its employees, or agents; Board's granting of permit to City to use playgrounds and school facilities shall be at no cost to City.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-v. Resolution amending Resolution 7-R-ci (A.S.), April 16, 1986, contract with State of New Jersey, Department of Health and Welfare, for provision of Communicable Disease Control Services throughout the County of Essex, \$383,657.-New Jersey State Department of Health; \$341,060.-City matching funds (in-kind services), totalling \$724,717., for period May 1, 1986 through April 30, 1987, by extending contract period through September 30, 1987; amendment does not require expenditure of additional municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-w. Resolution amending Resolution 7-R-ch (A.S.), April 16, 1986, contract with State of New Jersey, Department of Health and Welfare, for provision of Sexually Transmitted Disease Control Services throughout the County of Essex, \$225,985.-State of New Jersey Department of Health; \$165,272.-City matching funds (in-kind services), totalling \$391,257., for period May 1, 1986 through April 30, 1987, by extending contract period through August 31, 1987; amendment does not require expenditure of additional municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-x. Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with North Ward Center, Inc., lowest responsible quote received, for Employment and Training for Adults 55 and Older, Number PY 87-26-01-A, (Older Worker Microcomputer Training Program), for period November 2, 1987 to June 30, 1988; contract shall not exceed \$70,000. for 20 Older Workers in one thirty-two week cycle; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title 3%.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-y. Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Urban League of Essex County, lowest responsible quote received, for Employment and Training for Adults 55 and Older, Number PY 87-26-01-B, (Older Worker Data Processing Training Program), for period December 2, 1987 to June 30, 1988; contract shall not exceed \$30,000. for 10 participants in one seventeen week cycle; source of funds-New Jersey Department of Labor, Employment and Training Administration, Title 3%.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-z. Resolution authorizing Business Administrator to enter into and execute agreement with Downtown Park Committee, Inc., and Rushmore-Borglum Story, for purpose of providing restoration to Wars of America Monument in Military Park and Seated Lincoln statue on the Essex County Court House steps; further Consultant agrees to defend, indemnify and hold City and Committee harmless from all liability, claims, actions and costs arising from all acts or omissions whatever of Consultant and/or Subcontractor their agents, servants, employees and/or subcontractors, including cost of defense and/or attorney's fees engendered thereby.

(Copy of resolution and correspondence submitted to each Member of the Council)

557

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ba.

Resolution accepting bid of Cannon International, Inc. and Trans Atlantic Properties, Inc., highest responsible bid received, for purchase of City-owned property 316 Broadway, Block 575, Lot 30, for sum of \$32,100., pursuant to Executive Order No. PM870061, issued November 5, 1987.

(Minimum offer approved-\$13,000., Capital Improvement-\$57,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bb.

Resolution accepting bid of Cannon International, Inc. and Trans Atlantic Properties, Inc., highest responsible bid received, for purchase of City-owned property 310 and 312 Broadway, Block 575, Lot 33, 32, for sum of \$51,100., pursuant to Executive Order No. PM870068, issued November 6, 1987.

(Minimum offer approved-\$16,700., Capital Improvement-\$118,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bc.

Resolution accepting bid of Ironbound Court Urban Renewal, Inc., highest responsible bid received for purchase of City-owned property 27 Hensler Street, Block 2034, Lot 11, for sum of \$20,000., pursuant to Executive Order No. PM870066, issued November 5, 1987.

(Minimum offer approved-\$11,000., Capital Improvement-\$500,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bd.

Resolution accepting bid of Sandra Webb and Kenneth Charles, highest responsible bid received for purchase of City-owned property 535 Dr. Martin Luther King, Jr. Boulevard, Block 2497, Lot 39, for sum of \$70,000., pursuant to Executive Order No. PM870063, issued November 5, 1987.

(Minimum offer approved-\$24,000., Capital Improvement-\$500,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-be.

Resolution accepting bid of Clarence E. Green, highest responsible bid received for purchase of City-owned property 412 Clinton Avenue, Block 2679, Lot 17, for sum of \$13,000., pursuant to Executive Order No. PM870070, issued November 6, 1987.

(Minimum offer approved-\$13,000., Capital Improvement-\$49,800.)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bf.

Resolution accepting bid of Giacomo Badalamenti, highest responsible bid received for purchase of City-owned property 485-489 Broadway, Block 619, Lots 15, 16, and 17, for sum of \$24,000., pursuant to Executive Order No. PM870064, issued November 5, 1987.

(Minimum offer approved-\$23,500., Capital Improvement-\$250,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bg.

Resolution accepting bid of Nimer Elsamna, highest responsible bid received for purchase of City-owned property 564-548 Central Avenue and 125 South 10th Street, Block 1826, Lots 5 and 9, for sum of \$11,100., based on Executive Order No. PM870062, issued November 5, 1987.

(Minimum offer approved-\$11,000., Capital Improvement-\$144,000.)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bh.

Resolution amending Resolution 7-R-bq (A.S.), October 21, 1987, resolution authorizing Business Administrator to execute Bargain and Sale Deeds for properties sold at public auctions held September 18, 1987, September 29, 1987, September 30, 1987 and October 1, 1987, by correcting name of one of the successful bidders from Charles F. Brown to Thomas F. Brown for property known as Block 2659, Lots 35, 36, 72-74 Chadwick Avenue.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bi.

Resolution authorizing transfer of funds from Department of Land Use Control, Division of Director's Office, Equipment, Office Equipment-\$2,720. to Division of Inspections and Enforcement, Equipment, Office Equipment-\$2,720.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bj.

Resolution authorizing transfer of funds from Department of Health and Human Services, Division of Welfare, Salaries and Wages-\$1,000. to Other Pay, Travel Allowance-\$1,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bk.

Resolution authorizing transfer of funds from Department of Land Use Control, Division of Inspections and Enforcement, Equipment, Office Equipment-\$1,890. to Services by Contract or Agreement, Communications Equipment Rental-\$1,890.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bl.

Resolution authorizing transfer of funds from Department of Finance, Division of Revenue Collection, Other Expenses, Services by Contract or Agreement-\$3,800., Materials and Supplies-\$8,050., totalling \$11,850. to Salaries and Wages, Other Pay-\$5,250., Other Expenses, Equipment-\$6,600., totaling \$11,850.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bm.

Resolution authorizing transfer of funds from Department of Law, Personnel Services-\$39,000., to Other Expenses, Services by Contract or Agreement-\$37,000., Materials and Supplies-\$2,000., totalling \$39,000.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bn.

Resolution authorizing transfer of funds from Police Department, Board of Alcoholic Beverage Control, Other Expenses, Services by Contract or Agreement-\$770., to Other Expenses, Equipment-\$770.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bo.

Resolution authorizing transfer of funds from Police Department, Director's Office, Other Expenses, Services by Contract or Agreement-\$94,900., to Other Expenses, Equipment-\$94,900.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bp.

Resolution authorizing transfer of funds from Department of Health and Human Services, Division of Social Services, Other Expenses, Services by Contract or Agreement-\$2,500. to Other Expenses, Equipment-\$2,500.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bq.

Resolution authorizing transfer of funds from Department of Health and Human Services, Division of Community Health, Salaries and Wages, Other Pay-\$11,000., Other Expenses, Materials and Supplies-\$30,600., Miscellaneous-\$2,565., totalling \$44,165. to Other Expenses, Services by Contract or Agreement-\$15,600., Equipment-\$28,565 totalling \$44,165; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-br.

Resolution authorizing transfer of funds from Department of Land Use Control, Division of Director's Office, Services by Contract or Agreement, Printing Services-\$3,000. to Division of Permits and Licenses, Services by Contract or Agreement, Printing Services-\$3,000.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

December 22, 1987

7-R-bs.

Resolution authorizing transfer of funds from Department of Health and Human Services, Director's Office, Salaries and Wages-\$104,000., Division of Community Health, Salaries and Wages-\$225,000., Division of Environmental Health, Salaries and Wages-\$62,500., Other Expenses, Materials and Supplies-\$5,000., totalling \$396,500. to Division of Community Health, Other Expenses, Miscellaneous-\$225,000., Division of Environmental Health, Other Expenses, Miscellaneous-\$171,500., totalling \$396,500.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bt.

Resolution authorizing transfer of funds from Fire Department, Personnel Services-\$9,000., Other Expenses, Services by Contract or Agreement-\$10,000., Equipment-\$11,000., totalling \$30,000. to Other Pay, Overtime-\$30,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bu.

Resolution authorizing transfer of funds from Department of General Services, Division of Public Buildings, Salaries and Wages, Regular Salaries and Wages-\$8,000., Other Expenses, Materials and Supplies-\$125,000., totalling \$133,000. to Salaries and Wages, Other Pay Overtime-\$8,000., Other Expenses, Services by Contract or Agreement-\$110,000., Equipment-\$15,000., totalling \$133,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bv.

Resolution authorizing transfer of funds from Police Department, Personnel Services-\$166,412., to Other Pay, Overtime-\$166,412.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bw.

Resolution authorizing transfer of funds from Office of the Mayor and Agencies, Division of Municipal Courts, Services by Contract or Agreement-\$7,000., to Equipment-\$7,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-bx.

Resolution authorizing transfer of funds from Department of Finance, Director's Office, Other Expenses, Services by Contract or Agreement-\$2,400., to Other Expenses, Equipment-\$2,400.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-by. Resolution authorizing transfer of funds from Department of Finance, Division of Accounts and Control, Other Expenses, Services by Contract or Agreement-\$2,980. to Materials and Supplies-\$1,135., Equipment-\$1,845., totalling \$2,980.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-bz. Resolution authorizing transfer of funds from Department of Finance, Division of Treasury, Salaries and Wages-\$10,750. to Division of Revenue Collections, Salaries and Wages, Other Pay-\$10,750.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-ca. Resolution authorizing transfer of funds from Department of Land Use Control, Division of Director's Office, Other Expenses, Equipment, Office Equipment-\$1,360. to Division of Permits and Licenses, Other Expenses, Equipment, Office Equipment-\$1,360. pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cb. Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Urban Rodent Control Program (88-59-ROD-00), \$154,141.; item available from New Jersey State Department of Health.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cc. Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Jobs Training Partnership Act JTPA FY'88, \$342,962.; item available from New Jersey State Department of Labor, Employment and Training Administration.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cd. Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark budget, Special Item of Appropriation, Unclassified Purposes, Municipal Tonnage Grant, \$290,307.77; item available from New Jersey State Office of Recycling.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

December 22, 1988

7-R-ce.

Resolution authorizing transfer of Housing and Community Development Act, XI Funds from Reprogrammable Funds, Other Expenses-\$250,000. to Essex Substance Abuse Treatment Center, Other Expenses-\$250,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution returned to Administration November 16, 1987)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cf.

Resolution amending Resolution 7-R-1, January 21, 1987, establishing petty cash funds for various City Departments for Year 1987, by increasing Office of the City Clerk, Robert P. Marasco, from \$300. to \$500. and adding Office of the Municipal Council, Robert P. Marasco, \$500.

A motion to table the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cg.

Resolution authorizing Director of Finance to issue check in sum of \$250. payable to London Mitchell and Godfrey C. Henry, her attorney, 180 Halsted Street, East Orange, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; for personal injuries allegedly sustained as result of negligence on part of City. (Instituted suit in Superior Court of New Jersey, Law Division, Essex County)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ch.

Resolution authorizing Director of Finance to issue check in sum of \$22,000. payable to Willie Johnson, by his Guardian Ad Litem, Glenda Johnson and Glenda Johnson individually, and their attorney, Michael A. Casale, 135 Bloomfield Avenue, Bloomfield, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel, seeking recovery for personal injuries arising from alleged negligence of Ellis Kearney, a City employee, while in his operation of a City vehicle assigned to Division of Sanitation. (Instituted lawsuit in Superior Court of New Jersey, Law Division, Essex County)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ci.

Resolution authorizing Director of Finance to issue check in amount of \$3,000. payable to Guadir Overby, a minor, by his legal guardian, Katherine Overby and Meyner and Landis, their attorney, One Gateway Center, Suite 2500, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; seeking damages for personal injuries allegedly sustained as result of negligence by employees of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

564

December 22, 1987

7-R-cj.

Resolution authorizing Director of Finance to issue check in sum of \$693.28 payable to Frank Petrella, 510 Bernard Avenue, Linden, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel, for damages to his vehicle which was legally parked at 438 North 11th Street when sideswiped by City Fire truck. (Filed notice of claim)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ck.

Resolution authorizing Director of Finance to issue check in sum of \$110. to Ridgeman Richardson, 68 Boyd Street, Apt. 11E, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel, seeking recovery for damage to his vehicle caused by alleged negligence of an employee of the City of Newark. (Filed Notice of Claim pursuant to N. J. Torts Claim Act)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cl.

Resolution authorizing Director of Finance to issue check in sum of \$3,500. payable to Jose Torres and his attorney, Donald Werner, 24 Commerce Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel, for personal injuries arising out of accident which was allegedly caused by negligence of City of Newark. (Instituted lawsuit against Harold Torres and Harold Torres filed a third-party complaint against City of Newark in Superior Court of New Jersey, Law Division, Essex County; Harold Torres-\$6,500.; City of Newark-\$3,500.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cm.

Resolution designating ten (10) banks as depositories for funds of the City of Newark, New Jersey. (Broad National Bank-Newark; City National Bank of New Jersey-Newark; First Fidelity Bank-Newark; First Jersey National Bank-Jersey City; Midlantic National Bank-Newark; New Jersey Cash Management Fund-Division of Investment-Department of Treasury-Trenton; Hudson City Saving Bank-Paramus; Carteret Savings and Loan Association; Howard Saving Bank of New Jersey-Newark; City Federal Saving Bank-Bedminste and authorizing investment of idle monies effective through December 31, 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by changing the term ending December 31, 1988 to March 30, 1988 was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution as amended and directing the City Clerk to forward questionnaires to said depositories requesting a reply prior to March 30, 1988, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

565

December 22, 1987

- 7-R-cn. Resolution authorizing Director of Finance and Tax Collector to cancel outstanding taxes on property known as 140 Camden Street, Block 261, Lot 26; 245-249 South Orange Avenue, Block 261, Lot 58 for years 1986; assessed in error, properties acquired by New Jersey Housing & Mortgage Finance Agency.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-co. Resolution authorizing Director of Finance to issue check in sum of \$235.10 to Joaquin Coe; for property known as 720-722 Clifton Avenue, Block 738, Lot 12, payment of interest pursuant to N.J.S.A. 54:5-32 and 54:5-61; proceeds to be taken from Municipal Budget, Mandatory Items, Account Code No. 11-21-01-9537.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cp. Resolution authorizing Director of Finance to issue check in sum of \$73.53 to Saul Simoes; for property known as 805 Parker Street, Block 811, Lot 51, payment of interest pursuant to N.J.S.A. 54:5-32 and 54:5-61; proceeds to be taken from Municipal Budget, Mandatory Items, Account Code No. 11-21-01-9537.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cq. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cr. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cs. Resolution authorizing City Treasurer to issue check in amount of \$61,611.47, payable to Renter Earthline Company, 108 Lister Avenue, Newark, New Jersey, 07105, Account Number 06-759-8720-00, Block 2438, Lot 31, overestimation for sewer charges for year 1986 by Passaic Valley Sewer Commission.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Villani, President Martinez.

Not Voting: Councilman Tucker.

- 7-R-ct. Resolution designating reserved parking area for handicapped motorists on Parker Street, east side, beginning 693 feet north of the northerly curblin of Park Avenue and extending 24 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cu. Resolution designating reserved parking area for handicapped motorists on Ann Street, east side, beginning 141 feet north of the northerly curblin of New York Avenue and extending 21 feet northerly therefrom; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cv. Resolution authorizing Police Director to accept gift from Mutual Benefit Life Insurance Company, of the Kiosk (information booth) on premises 788-794 Broad Street, for nominal fee of \$1. per year for 10 years with provision for renewal and cancellation; further indemnifying and holding harmless Kinney Building Properties Associates owners of said property from liability arising from City's use of said Kiosk. (Pursuant to N.J.S.A. 40A:5-29)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cw. Resolution authorizing Finance Director to refund \$235. to Rosary Altar Society, Sacred Heart Church, Vailsburg; due to cancellation of 47 Bingo Games.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-cx. Resolution amending 1987 Capital Budget, by adding \$10,000,000. for Capital Project Number 870A; further, redesignating Project 860A as Project 870A for the rehabilitation and improvement of the Belleville Reservoir Complex, the Cedar Grove Reservoir Complex, the Valley Road Rechlorination Facilities and Pequannock Aqueducts and related improvements and appurtenances and increasing the appropriation for said project to \$10,000,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cy.

Resolution restoring Financial Agreement of Pohatcong Urban Renewal Corporation revoked by Resolution 7-R-a-1, January 16, 1985, for Tax Abatement Application for construction, maintenance and operation of project consisting of 10,000 square feet of commercial space to be occupied as a wholesale and retail meat operation on land located at 32-52 Avenue L, Block 5038, Lot 105; further Pohatcong Urban Renewal Corporation shall submit auditor's reports for years 1978, 1979, 1980, 1981, 1982, 1983 and 1984, within 30 days and shall pay for all taxes assessed for years 1985, 1986 and 1987; further Financial Agreement shall be reinstated effective January 1, 1988 and shall continue for a period of 7 years which is the balance of the 15 year tax abatement as set forth in the agreement approved by Resolution 7-R-j adopted May 18, 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-cz.

Resolution approving Tax Abatement Application and Financial Agreement for James and Arlene Serritella Urban Renewal Company, for development, maintenance and operation of project of a building of approximately 18,000 square feet designed to accommodate air freight forwarders located near Newark Airport and will be occupied by VIP Express Air Freight, Inc., located at 138-158 Paris Street, Block 2066, Lots 29 and 60; granting exemption from taxation on improvements for period of 15 years from the said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that entity does not file petition of tax appeal for premises on which project is to be located, except as financial agreement permits.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-da.

Resolution amending Resolution 7-R-bh, December 8, 1986, "Resolution approving Tax Abatement and Financial Agreement for Clinton Plaza Urban Renewal Corporation for construction, maintenance and operation of condominium apartments, commercial and garage units on land identified on the official Tax Map of the City of Newark as 37-43 Clinton Street, Block 147, Lots 7, 9 and 13; 45 Clinton Street, Block 147, Lot 15; 215-223 Market Street, Block 147, Lots 53 and 54; 207-213 Market Street, Block 147, Lot 59; 225-229 Market Street, Block 147, Lot 49; 115 Mulberry Street, Block 147, Lots 25-27; 117-119 Mulberry Street, Block 147, Lot 41; 231-235 Market Street, Block 147, Lot 46 et seq." by incorporating change in status of five residential condominium units to commercial condominium units (1-B, 1-C, 1-R, 2-N, and 2-O).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-db.** Resolution authorizing Tax Collector, without waiving any of its laws for unpaid taxes, assessments, interest and penalties, to accept insurance check in amount of \$27,501.15 - 624 South 20th Street and to issue check in amount of \$23,750. to New Jersey Housing Mortgage Finance Agency, 3625 Quakerbridge Road, CN 18550, Trenton, New Jersey, to restore property damaged by fire; the difference between draft amount and cost of renovating fire damaged building (\$3,750.) is to be retained by City and applied to payment in lieu of taxes.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-dc.** Resolution authorizing 19 Lyons Avenue Towers Urban Renewal, Inc. to commence renovations of an improvement located at 19-31 Lyons Avenue, Block 3648, Lot 18, upon proper application and receipt of building permit and any other applicable requirements prior to final disposition of its tax abatement application, entirely at its own risk and without binding, committing or obligating the City of Newark or the Municipal Council to grant tax abatement to the project or approve the submitted application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-dd.** Resolution establishing Petty Cash for various Departments and Agencies for the Year 1988.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by increasing Office of the City Clerk, Robert P. Marasco, from \$300. to \$500. and adding Office of the Municipal Council, Robert P. Marasco, \$500. was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-de.** Resolution recognizing and commending Mr. & Mrs. Delmar Ligon on the occasion of their Fifty-fifth Wedding Anniversary celebrated on November 7, 1987.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-df.** Resolution recognizing and commending the Team Members, Coaches, Cheerleading Staff and Cheerleaders of the 1987 North Ward Cardinals.

(For action on this resolution, see page 2 in the minutes of this meeting.)

- 7-R-dg.** Resolution recognizing and commending Bishop Jeff Banks and the Revival Temple Mass Choir on the occasion of the release of their new album entitled "Caught Up in the Rapture".

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 500
- 7-R-dh. Resolution recognizing and commending Nancy Delia on her retirement from the Newark Health Division after 41 years of distinguished service.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-di. Resolution recognizing and commending the First, Second and Third Place Winners of the 1987 Newark Day Poster Contest held in Atlantic City on November 11, 1987.

(For action on this resolution, see page 2 in the minutes of this meeting.)

- 7-R-dj. Resolution authorizing Director of Finance to establish a trust fund known as the "Homeless Health Care Project Trust Fund"; further authorizing Director of Health and Human Services to administer said Fund; medicaid reimbursement fees for services provided to City's homeless population and any and all other money collected, received or donated to said fund shall be forwarded to Department of Finance, Division of Revenue Collection for deposit within 48 hours after collection or receipt.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-dk. Resolution recognizing and commending the Honorable Julio M. Fuentes, former
(A.S.) Municipal Court Judge for the City of Newark, on the occasion of his appointment by Governor Thomas Kean as a Superior Court Judge.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-dl. Resolution strongly opposing the operation of a Half-Way House at 344 Summer
(A.S.) Avenue.

A motion to adopt the resolution and directing the City Clerk to invite New Jersey Department of Corrections Commissioner Fauver, New Jersey Department of Community Affairs Commissioner Coleman to meet with the Members of the Municipal Council at a future special conference was made by Councilman Carrino, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-dm. Resolution approving Constable Bond in the amount of \$1,000. issued to Bernard
(A.S.) L. Miles, as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-dn.
(A.S.)** Resolution approving Constable Bond in the amount of \$1,000. issued to Luchies Davis, Jr., as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-do.
(A.S.)** Resolution approving Constable Bond in the amount of \$1,000. issued to Jeffrey Headen, as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-dp.
(A.S.)** Resolution approving Constable Bond in the amount of \$1,000. issued to Joseph Byrd, as to form, amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-dq.
(A.S.)** Resolution amending Resolution 7-R-bj (A.S.), November 4, 1987, contract with Preston & Preston, 1013-D Calvin Run Road, Great Falls, Virginia, for rendering professional services in connection with employment and training programs administered by City of Newark, or CETA Prime Sponsor, for sum not to exceed \$65,000., by increasing contract by \$30,000., totalling \$95,000. and to include legal services that exceed the scope of the original contract. (Amended contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Payne and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-dr.
(A.S.)** Resolution authorizing transfer of funds from various projects within H.C.D.A. Twelfth Year Funds (HCDA XII)-\$1,517,072. to H.C.D.A. Thirteenth Year Funds (HCDA XIII)-\$1,517,072., to provide funds for dumping debris from vacant buildings that are demolished; pursuant to Ordinance 6-S & F-d, April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

**7-R-ds.
(A.S.)** Resolution authorizing transfer of funds from various projects within H.C.D.A. Eleventh Year Funds (HCDA XI)-\$3,482,928. to H.C.D.A. Thirteenth Year Funds (HCDA XIII)-\$3,482,928., to provide funds for dumping debris from vacant buildings that are demolished; pursuant to Ordinance 6-S & F-d, April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-dt.
(A.S.)** Resolution authorizing transfer of funds from Department of Engineering, Director's Office, Personnel Services, Salaries and Wages-\$120,000. to Services by Contract or Agreement-\$120,000.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-du.
(A.S.)** Resolution authorizing transfer of funds from Office of the Mayor and Agencies, Office of Citizen Services, Services by Contract or Agreement-\$800. to Equipment-\$800.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-dv.
(A.S.)** Resolution requesting Director of Local Government Services to approve insertion in 1987 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Municipal Public Safety Act of 1987 (Police Officers), Grant Agreement #882179, \$4,215.54; funds available from New Jersey State Department of Community Affairs.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-dw.
(A.S.)** Resolution authorizing transfer of funds from Department of General Services, Division of Parks and Grounds, Other Expenses, Services by Contract or Agreement-\$9,500 to Other Expenses, Materials and Supplies-\$9,500., pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-dx.
(A.S.)** Resolution authorizing transfer of funds from Department of Land Use Control, Division of Inspections and Enforcement, Other Pay, Travel Allowance-\$1,000. to Other Pay, Overtime-\$1,000.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-dy.
(A.S.)** Resolution authorizing transfer of funds from Department of Finance, Division of Accounts and Control, Salaries and Wages-\$5,000. to Director's Office, Other Expenses, Services by Contract or Agreement-\$5,000.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-dz.
(A.S.) Resolution authorizing transfer of funds from Department of Engineering, Division of Water/Sewer Utilities, Personnel Services-\$44,655., Services by Contract or Agreement-\$138,700., Materials and Supplies-\$5,000., Division of Engineering and Contract Administration, Services by Contract or Agreement-\$8,645. totalling \$197,000. to Division of Water/Sewer Utilities, Services by Contract or Agreement-\$197,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ea.
(A.S.) Resolution authorizing transfer of funds from Department of Engineering and Contract Administration, Services by Contract or Agreement-\$20,000. to Equipment-\$20,000 pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-eb.
(A.S.) Resolution accepting bid of L.I.R. Inc., 70 Park Avenue, Newark, New Jersey, only bid received, for purchase of City-owned property known as 652-654 Broadway and 642-650 Broadway, Block 730, Lots 16 and 18, for sum of \$71,000.; based upon Executive Order No. PM870069, issued November 6, 1987. (Minimum Offer Approved-\$69,350.; Capital Improvement-\$690,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to amend the resolution by adding thereto "The Municipal Council has been deprived of its statutory authority to authorize the solicitation of bids, in this instance by action of the Mayor because of his view of changes in the Faulkner Act pursuant to P.L. 1985, Chapter 374"; further, deleting from Section 2 "to be attested and acknowledged by the City Clerk" was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

A motion to adopt the resolution, as amended, was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ec.
(A.S.) Resolution authorizing transfer of funds from Office of the City Clerk and Municipal Council, Office of the City Clerk, Regular Salaries and Wages-\$238,216. to Other Professional Services-\$223,216., Copier Supplies-\$5,000., Stationary Supplies-\$7,000., Books and Publications-\$3,000. totalling \$238,216.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ed.
(A.S.) Resolution authorizing transfer of funds from Department of Finance, Division of Water Accounting and Customer Service, Other Expenses, Services by Contract or Agreement, Other Specialized Services-\$40,200., Postage-\$15,000. totalling \$55,200. to Other Expenses, Furniture-\$14,000., Office Equipment-\$26,200., Other Light Duty Vehicles-\$15,000. totalling \$55,200.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ee.
(A.S.)

Resolution authorizing transfer of funds from various Departments and Divisions, Salaries and Wages, totalling \$749,000. to Department of Administration, Division of Personnel, Miscellaneous Employee Fringe Benefits-\$749,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ef.
(A.S.)

Resolution authorizing transfer of funds from Water Utility, Water Supply, Salaries and Wages, Laborer-\$195,000. to Service By Contract or Agreement, Architectural and Engineering Services-\$195,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-eg.
(A.S.)

Resolution recognizing and commending the late Louis Bamberger (1855-1944), founder of L. Bamberger & Company, for his many cultural and Philanthropic contributions to the City of Newark; further, strongly urging the State of New Jersey to dedicate and name a facility within the proposed Performing Arts Center in Newark after the late Louis Bamberger.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-eh.
(A.S.)

Resolution recognizing and commending Ms. Nellie White for her outstanding contributions to the Newark Community.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ei.
(A.S.)

Resolution ratifying contract with H.C. Copeland and Associates, Inc., for period January 9, 1986 to January 8, 1987, for administration of a Deferred Compensation Plan and Service Agreement; does not require expenditure of any municipal funds. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a) as an Extraordinary Unspecifiable Service)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-R-ej.
(A.S.)

Resolution ratifying and authorizing Business Administrator to enter into and execute contract with H.C. Copeland and Associates, Inc., for period January 9, 1987 to January 8, 1988, for administration of a Deferred Compensation Plan and Service Agreement; does not require expenditure of any municipal funds. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a) as an Extraordinary Unspecifiable Service)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-ek. (A.S.)** Resolution adopting an amended plan document for the City of Newark Deferred Compensation Plan.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-el. (A.S.)** Resolution amending Resolution 7-R-cn (A.S.), April 15, 1987, contract with Integrated Information Systems, preparing requirement study, develop computer software, implementing software on City IBM 4341 hardware, etc., for period of two years, for sum of \$220,500., funds provided in 1987 Capital Improvements Budget, by increasing contract by \$99,000., (for addition of data to form the basis of tax maps to meet State of New Jersey requirements which will be the basis for re-evaluation of the assessments); totalling \$319,500.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-R-em. (A.S.)** Resolution authorizing transfer of funds from Office of the Mayor and Agencies, Office of the Mayor, Salaries and Wages-\$94,963., Division of Citizen Services, Salaries and Wages-\$42,941., Department of Development, Division of Property Management, Salaries and Wages-\$83,163., Department of Land Use, Inspections and Enforcement, Salaries and Wages-\$54,933., totalling \$276,000. to Newark Public Library, Other Expenses-Services by Contract or Agreement-\$276,000.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

MOTIONS.

- 7-M-a.** A MOTION REQUESTING DIRECTOR OF LAND USE CONTROL McLUCAS TO IMMEDIATELY INSPECT AUTOMOBILE HUB CAP SALES ESTABLISHMENTS ON McCARTER HIGHWAY AS WELL AS ON BROAD STREET TO DETERMINE IF SAID BUSINESSES ARE IN COMPLIANCE WITH RELEVANT CITY ORDINANCES was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-M-b.** A MOTION REQUESTING DIRECTOR OF DEVELOPMENT LUCAS TO IMMEDIATELY COMMENCE EMERGENCY DEMOLITION OF 128 SOUTH STREET, WITH ALL WORK TO BE COMPLETED WITHIN 30 DAYS was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

- 7-M-c.** A MOTION REQUESTING THE LAW DEPARTMENT TO PREPARE A LEGAL OPINION ADVISING THE COUNCIL OF THE POSSIBILITY OF UTILIZING POWERS OF CONDEMNATION TO OBTAIN THE LAND OF THE EXISTING TRANSFER STATION ON FRELINGHUYSEN AVENUE FOR THE PURPOSES OF MOVING THE MUNICIPAL SANITATION GARAGE FROM MILLER STREET TO SAID LOCATION ON FRELINGHUYSEN AVENUE was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Grant, Payne, Rice, Tucker, Villani, President Martinez.
No: Councilmen Branch, Carrino, Harris.

- 7-M-d. A MOTION REQUESTING THE POLICE DIRECTOR TO STRICTLY ENFORCE ALL TRAFFIC REGULATIONS INCLUDING THE "NO TURNS" REGULATIONS AT THE BROAD AND MARKET STREETS INTERSECTION was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-e. A MOTION REQUESTING THE LAW DEPARTMENT TO PREPARE APPROPRIATE AMNESTY LEGISLATION WHICH WILL ALLOW FOR THE PAYMENT OF PAYROLL AND PARKING TAXES DUE THE CITY OF NEWARK was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-f. A MOTION COMMENDING THE NEWARK HOUSING AUTHORITY (NHA) BOARD OF COMMISSIONERS AND EXECUTIVE DIRECTOR MILTON A. BUCK FOR PROVIDING NUMEROUS IMPROVEMENTS TO THE NEWARK HOUSING AUTHORITY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Villani, President Martinez.
No: Councilmen Rice, Tucker.
- 7-M-g. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARY CASTELLUCCIO, MOTHER OF RENOWNED RECORDING ARTIST AND NEWARK NATIVE, FRANKIE VALLI was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-h. A MOTION REQUESTING THE LAW DEPARTMENT TO RESEARCH THE LEGALITY OF TAXING CHURCHES WHEN THEY SELL REAL PROPERTY FOR PROFIT was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-i. A MOTION REQUESTING BUSINESS ADMINISTRATOR MONTEILH TO INITIATE A COMPREHENSIVE INSPECTION OF EVERY COMMERCIAL ESTABLISHMENT LOCATED IN THE CENTRAL BUSINESS DISTRICT TO DETERMINE IF SAID BUSINESSES ARE IN COMPLIANCE WITH ALL CITY ORDINANCES, INCLUDING THE UNIFORM CONSTRUCTION CODE, FIRE SAFETY CODE AND THE CITY ZONING ORDINANCE was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-j. A MOTION CONGRATULATING DEPUTY CITY CLERK MARK E. DAVIS FOR SUCCESSFULLY PASSING THE STATE EXAMINATION AND RECEIVING CERTIFICATION AS A REGISTERED MUNICIPAL CLERK IN THE STATE OF NEW JERSEY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 7-M-k. A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION FOR THE JANUARY 6, 1988, REGULAR MEETING OF THE MUNICIPAL COUNCIL COMMENDING THE OWNERS OF THE HILL VALET CLEANERS FOR GENEROUSLY DONATING CLOTHING TO THE HOMELESS PEOPLE IN THE CITY OF NEWARK was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-1.

A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION FOR THE JANUARY 6, 1988, REGULAR MEETING OF THE MUNICIPAL COUNCIL COMMENDING HONORABLE WILLIE B. BROWN ON HIS RECENT SELECTION AS ASSEMBLY MINORITY LEADER OF THE NEW JERSEY GENERAL ASSEMBLY was made by the Council of the Whole and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-m.

A MOTION CONGRATULATING MUNICIPAL COUNCIL PRESIDENT HENRY MARTINEZ ON HIS APPOINTMENT TO THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-n.

A MOTION COMMENDING THE HONORABLE PAUL R. DANIELLE, MUNICIPAL COURT JUDGE, FOR LEAVING HIS BENCH AND TRAVELING TO 2 OSBORNE TERRACE TO PERSONALLY EXAMINE THE HOUSING CODE VIOLATIONS AT THAT LOCATION was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-o.

A MOTION CONGRATULATING FORMER JUDGE INEZ STANZIALE ON HER SELECTION AS WOMAN OF THE YEAR BY THE FEDERATION OF ITALIAN-AMERICAN SOCIETIES OF NEW JERSEY was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-p.

A MOTION DIRECTING THE CITY CLERK TO PREPARE AN ADVERTISEMENT FOR PUBLICATION IN THE NEWARK STAR LEDGER EXTENDING BEST WISHES TO THE CITIZENS OF NEWARK FOR A HEALTHY AND PROSPEROUS NEW YEAR was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-q.

A MOTION COMMENDING ESSEX COUNTY PROSECUTOR HERBERT H. TATE, JR., FOR SPEAKING TO NEWARK YOUTH ABOUT THE DANGERS OF DRUG ABUSE was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-r.

A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO ASK OWNERS OF NEWSSTANDS LOCATED IN THE BROAD AND MARKET STREETS AREA TO HELP BEAUTIFY THE DOWNTOWN AREA BY PAINTING AND CLEANING UP THEIR PLACES OF BUSINESS was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

7-M-s.

A MOTION REQUESTING THE DEPARTMENT OF GENERAL SERVICES TO REPLACE THE LIGHT BULBS WHERE NEEDED IN THE WEST DISTRICT PRECINCT LOCATED ON 17TH AVENUE was made by Councilman Branch, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The City Clerk presented Communication from Business Administrator Monteilh, received December 3, 1987, enclosing proposed "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Bleeker Street as a one-way street."
(Bleeker Street; eastbound, from Summit Street to Dr. Martin Luther King, Jr. Boulevard)
(Copy of ordinance and correspondence submitted to each Member of the Council)
A motion directing the City Clerk to place this ordinance on the January 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 8-b. The City Clerk presented Communication from Business Administrator Monteilh, received December 3, 1987, enclosing proposed "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Summit Street as a one-way street."
(Summit Street, southbound, from Central Avenue to Bleeker Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
A motion directing the City Clerk to place this ordinance on the January 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 8-c. The City Clerk presented Communication from Business Administrator Monteilh, received December 8, 1987, enclosing proposed "Ordinance to regulate burglar and robbery alarm systems and devices in the City of Newark".
(Copy of ordinance and correspondence submitted to each Member of the Council)
A motion directing the City Clerk to place this ordinance on the January 6, 1988 Agenda of the Municipal Council for first reading; further directing the City Clerk to invite Business Administrator Monteilh, Police Director Greenleaf and Mr. Robert O'Rourke, American District Telegraph to meet with the Municipal Council at its January 5, 1988 pre-meeting conference was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
- 8-d. The City Clerk presented Proposed "Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987 on property owned by First Corinthian Baptist Church and located at 470-474 18th Avenue, Block 313, Lot 10, Newark, New Jersey."
(\$60,476.62 plus applicable fees and interest for years 1986 and 1987. Failed to file claim for continued tax exemption.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
A motion directing the City Clerk to place this ordinance on the January 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-e.

The City Clerk presented Communication from Business Administrator Monteilh, received December 11, 1987, enclosing proposed "Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Pearl Street as a one-way street."

(Pearl Street, eastbound; from Halsey Street to Chapel Court)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-f.

The City Clerk presented Communication from Business Administrator Monteilh, received December 11, 1987, enclosing proposed "Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Chapel Court as a one-way street."

(Chapel Court, northbound, from Pearl Street to William Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-g.

The City Clerk presented Communication from Business Administrator Monteilh, received December 11, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Human Services and establishing salaries therefor,' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the title of Supervising Field Representative, Disease Control in the Department of Health and Human Services)."

(Supervising Field	1	8/20/87	\$24,421.68 - \$29,382.97
Representative, Disease		1/1/88	25,642.76 - 30,852.12)
(35 Hours)			

(Title created in Department of Health and Human Services due to reclassification by New Jersey Department of Personnel. Title represented by Newark Council #21, Civil Service Association. Salary remains the same)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-h.

The City Clerk presented Communication from Business Administrator Monteilh, received December 11, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Police (Non-uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977 and amendments thereto (To create the title Office Supervisor in the Department of Police)."

(Office Supervisor	1/1/87	\$32,250.71 - \$38,899.25
(40 Hours)	1/1/88	33,863.25 - 40,844.21)

(Title created to comply with reclassification by New Jersey Department of Personnel. Represented by Newark Council #21, Civil Service Association. Title will not be filled but is necessary so that longevity payments can be paid)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-i.

The City Clerk presented Communication from Business Administrator Monteilh, received December 11, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control and establishing salaries therefor,' (6-S & F-ba) adopted July 16, 1986 as amended and supplemented (To create the titles of Senior Accounting Procedures Analyst and Representative, Rent Regulation and to abolish the titles of Senior Accountant, Thirty-seven and One-half Hours and Field Representative, Rent Control Board in the Department of Land Use Control)."

(Senior Accounting Procedures Analyst (35 Hours) 1 1/1/88 \$21,442.48 - \$25,761.57)

Representative, Rent Regulation (35 Hours) 1 1/1/88 18,203.55 - 21,442.48)

(Creating titles in Department of Land Use Control to properly classify duties and abolishing old titles. Represented by Newark Council #21, Civil Service Association. No change in salaries.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-j.

The City Clerk presented Communication from Business Administrator Monteilh, received December 11, 1987, enclosing proposed "Ordinance amending Ordinance 6-S & F-d adopted January 15, 1986, 'Ordinance ratifying and authorizing the execution of a lease between Newark Beth Israel Medical Center, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 120 Lyons Avenue, Block 3696, Lot 50, for the sum of \$5,416.65, for a period of five (5) months' by extending same from October 1, 1985 to December 31, 1985 and authorizing additional payment of \$3,249.99."

(South Ward Senior Citizens' Center)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-k.

The City Clerk presented Communication from Business Administrator Monteilh, received December 14, 1987, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create the title of Collector of Delinquent Accounts in the Department of Finance)."

(Collector of Delinquent Accounts (35 Hours) 1 1/1/86 \$21,513.12 - \$25,825.82)

(Title change in Department of Finance to properly classify duties and responsibilities of one employee. Represented by Newark Council #21, Civil Service Association. No change in salary)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-1.

The City Clerk presented Proposed "Ordinance authorizing the cancelling of taxes, interest and penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987 on property owned by Grace Apostolic Church of Christ, Inc., located at 22-26 Smith Street, Block 4201, Lot 57, Newark, New Jersey."

(\$1,200.14 plus applicable fees and interest for years 1986 and 1987. Failed to file claim for continued tax exemption.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-m.

(A.S.)

The City Clerk presented Proposed "Ordinance authorizing the cancellation of Taxes, Interest and Penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987 on property owned by the Zion United Church of Christ, located at 13-15 Alexander Street, Block 4060, Lot 80, Newark, New Jersey."

(\$3,783.06 plus applicable fees and interest for the years 1986 and 1987. Failed to file claim for continued tax exemption)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-n.

(A.S.)

The City Clerk presented Proposed "Ordinance authorizing the cancellation of Taxes, Interest and Penalties pursuant to N.J.S.A. 54:4-36c, for the years 1986 and 1987 on property owned by Hopewell Baptist Church, located at 797-799 Dr. Martin Luther King, Jr. Blvd., Block 2588, Lot 12., Newark, New Jersey."

(\$2,043.88 plus applicable fees and interest for the years 1986 and 1987. Failed to file claim for continued tax exemption)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

8-o.

(A.S.)

The City Clerk presented Communication from Business Administrator Monteilh, received December 18, 1987, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To adjust the salary for Aide to the Mayor)."

(Aide to the Mayor 1/1/87 \$48,307.04 - \$58,096.52

1/1/88 53,013.68 - 62,163.11)

(Creates a five step salary range for years 1987 and 1988; 7% increase for 1988)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Returned to administration November 16, 1987)

A motion directing the City Clerk to place this ordinance on the January 6, 1988 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from November 24, 1987 to December 11, 1987:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Sacred Heart Church Rosary Altar Society	9608 (Amended)
St. Rose of Lima Church	9735 (Amended)
Our Lady of Mount Carmel Church	9766 (Amended)
St. Rocco School Parent Teachers Association	9847
Rosary Confraternity of St. Rose of Lima Church	9850
Immaculate Conception Church	9851
Immaculate Conception Church General Committee	9852
Rosary Society of Immaculate Conception Church	9853
St. Casimir's Roman Catholic Church	9856

SENIOR CITIZENS

Nevada Street Senior Citizens	51
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RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Black Youth Organization	9796 (Amended)
St. Francis Xavier Roman Catholic Church	9846
United Hospital Medical Center	9848
New Jersey Symphony Orchestra	9849
St. James Hospital	9854
St. Aloysius Roman Catholic Church General Committee	9855
Garden State Chapter of the Myasthenia Gravis Foundation	9857
Shamrock Friendship Club of St. Patrick's Pro-Cathedral	9858
St. Francis Xavier Home School Association	9859

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

December 22, 1987

582

ADJOURNMENT.

12-a.

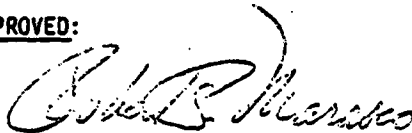
A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.

This meeting adjourned at 11:36 P.M.

All of the Members of the Municipal Council extended best wishes to the residents of the City of Newark for a happy and healthy holiday season.

APPROVED:



Robert P. Marasco
City Clerk



Henry Martinez
President

The rescheduled year end meeting of December 30, 1987 of the Municipal Council of the City of Newark, New Jersey, scheduled to close out the City's business for the year 1987, was held on the above date, in the Council Chamber, City Hall, Newark, New Jersey, at 12:22 P. M.

President Martinez called the meeting to order and asked for roll call.

Present: Councilmen Carrino, Harris, Tucker, Villani, President Martinez, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Detective James Miller, Sergeant-At-Arms.

Absent: Councilmen Branch, Grant, Payne, Rice.

(Councilmen Grant and Payne arrived 12:23 P. M.)

(Councilman Rice arrived 12:35 P. M.)

President Martinez stated that Councilman Branch will not be present because earlier today he sustained injuries, and on behalf of the Members of the Municipal Council, wished him a speedy recovery.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 17, 1986, the schedule of regular meetings and conferences of the Newark Municipal Council."

RESOLUTIONS.

- 7-R-a. Resolution establishing the pre-meeting conferences, regular meetings and special conferences of the Newark Municipal Council for the Year 1988.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Grant, Payne.

At a later time in the meeting after Motion 7-M-b, Councilman Rice requested to be recorded in the affirmative on the above resolution.

- 7-R-b. Resolution appropriating \$61,087,468., as Temporary Appropriations prior to adoption of 1988 Operating Budget of the City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Grant, Payne.

At a later time in the meeting after Motion 7-M-b, Councilman Rice requested to be recorded in the affirmative on the above resolution.

- 7-R-c. Resolution establishing Temporary Appropriation for Municipal Debt Service-\$9,901,400.; School Debt Service-\$14,577,400. and Dedicated Revenue-Division of Water Utility Debt Service-\$3,520,200.; totalling \$27,999,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Grant, Payne.

At a later time in the meeting after Motion 7-M-b, Councilman Rice requested to be recorded in the affirmative on the above resolution.

- 7-R-d. Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$6,911,583.
(Copy of resolution and correspondence submitted to each Member of the Council)**

A motion to adopt the resolution was made by Councilman Harris, seconded by Councilman Carrino and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Grant, Payne.

At a later time in the meeting after Motion 7-M-b, Councilman Rice requested to be recorded in the affirmative on the above resolution.

- 7-R-e. Resolution cancelling all or part of unencumbered balances for 1987 for Current Fund.**

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Grant, Payne.

At a later time in the meeting after Motion 7-M-b, Councilman Rice requested to be recorded in the affirmative on the above resolution.

- 7-R-f. Resolution cancelling all or part of unencumbered balances for 1987 Water Utility Fund.**

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Harris, Rice, Tucker, Villani, President Martinez.
Absent: Councilmen Branch, Grant, Payne.

At a later time in the meeting after Motion 7-M-b, Councilman Rice requested to be recorded in the affirmative on the above resolution.

(Councilmen Grant and Payne arrived at 12:23 P. M.)

- 7-R-g. Resolution authorizing Mayor and Director of Development to execute and enter into contract with Newark Board of Education for purpose of City serving as Board's agent in connection with acquisition of properties and relocation of residents and business necessary for Board's construction of its new headquarters; does not require expenditure of any municipal funds.**

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.

At a later time in the meeting after Motion 7-M-b, Councilman Rice requested to be recorded in the affirmative on the above resolution.

- 7-R-h. Resolution approving Tax Abatement Application and Financial Agreement for Tiffany Park Condominium Urban Renewal Associates, for proposed construction of a residential condominium project of 48 three-story frame townhouse style condominium units and the reconstruction of an existing frame building to be divided into 129 condominium units with a masonry exterior on land known as 70-84 Tiffany Boulevard; 89-133 Tiffany Boulevard; 792-821 Highland Avenue; 15-21 Honiss Place; 7-15 Honiss Place, (Block 852, Lots 9 and 11; Block 848B, Lots 1-22 inclusive); granting exemption from taxation on improvements for a period of thirty (30) years pursuant to N.J.S.A. 40A:55C-65 and only so long as the entity is subject to and complies with, said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon the further condition that the entity does not file a petition of tax appeal for the premises on which the project is to be located, except as the Financial Agreement permits.**

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino.

Councilman Tucker stated for the record:

"It is important to pinpoint that this is the first of the new condominium formulas that was devised directly by the Tax Abatement Committee and also the Corporation Counsel's Office. What it in fact does is, it takes into consideration the cost that the City is going to incur in regard to dealing with multiple properties, in comparison to a single property. That cost will be absorbed by the owners of the new condominium unit, and it really in fact represents approximately 2% of the actual development cost of the individual unit. What it really boils down to is an approximate fee of about \$58. per year which is processing fee for each one of those condominium units which would be given directly to the Tax Collector's Office for accounting purposes. It also takes into consideration the escalation, in other words, whatever the percentage of increases in taxes that, if all of the property owners in the City of Newark would incur, it means that this percentage of increase would actually be, that percentage of increase, would escalate the amount of payment in lieu by each one of the developers, where each one of the owners of the condominium unit would pay. It means that it is a more equitable formula for the City of Newark, and it means that we will now start picking up at least off-setting some of the cost that we are going to incur as a City, based on the number of condominium units that are coming into the City of Newark."

7-R-i. Resolution requesting the New Jersey State Legislature to use State surplus funds to decrease the cost of solid waste disposal for the City of Newark and New Jersey municipalities in general.

A motion to adopt the resolution was made by President Martinez, seconded by Councilman Tucker and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.

At a later time in the meeting after Motion 7-M-b, Councilman Rice requested to be recorded in the affirmative on the above resolution.

7-R-j. Resolution authorizing the President of the Municipal Council, on behalf of the City of Newark, to execute contract engaging services of Edna Bailey, as Public Relations Consultant for the Municipal Council for the period beginning January 1, 1988 and ending September 30, 1988 for sum of \$32,249.97. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:
Yes: Councilmen Carrino, Grant, Harris, Payne, Rice, Tucker, Villani, President Martinez.
Absent: Councilman Branch.

At a later time in the meeting after Motion 7-M-b, Councilman Rice requested to be recorded in the affirmative on the above resolution.

MOTIONS.

7-M-a. A MOTION STRONGLY URGING MEMBERS OF THE STATE LEGISLATURE TO SUPPORT PASSAGE OF LEGISLATION WHICH WOULD EXTEND THE EXPIRATION DATE OF "THE LOCAL TAX AUTHORIZATION ACT" WHICH WILL AUTHORIZE THE CITY TO IMPOSE A 15% PARKING TAX ON FEES FOR PARKING, GARAGING, OR STORING OF MOTOR VEHICLES AND TAX ON EMPLOYER PAYROLLS IN THE CITY OF NEWARK. REVENUE FROM THE AFOREMENTIONED TAXES IS A VITAL IMPORTANCE TO THE CITY OF NEWARK IN PROVIDING NECESSARY SERVICES TO THE RESIDENTS, was made by President Martinez, seconded by Councilman Harris and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani,
President Martinez.
Absent: Councilmen Branch, Rice.

7-M-b.

A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED FOR THE JANUARY 6, 1988 MEETING OF THE MUNICIPAL COUNCIL RESOLUTION RECOGNIZING AND COMMENDING THE GREATER NEWARK CHAMBER FOR ITS OUTSTANDING PARTICIPATION IN THE "NEWARK DAY" OBSERVANCE AT THE 1987 NEW JERSEY STATE LEAGUE OF MUNICIPALITIES CONFERENCE IN ATLANTIC CITY, was made by Councilman Tucker, seconded by President Martinez and declared adopted by President Martinez by the following votes:

Yes: Councilmen Carrino, Grant, Harris, Payne, Tucker, Villani,
President Martinez.
Absent: Councilmen Branch, Rice.

(Councilman Rice arrived at 12:35 P. M.)

Councilwoman Villani stated the following for the record:

"All I can say is that we've had a very successful year. The City of Newark has experienced a renaissance that has fulfilled our years and I just pray that the coming years will be just as successful and that we see Newark the way we want it to be, a nice healthy City again, and a very Happy, Prosperous New Year to all."

Councilman Payne stated the following for the record:

"I think we have achieved, we've started the trip of a thousand miles onto getting the City back on the right foot, so to speak, and we've got a long way to go. We have a lot of tough problems still ahead of us. We have a problem with garbage, we have a problem with crime, we have a problem with inadequate education, but I would hope that we will continue to work together as a Council and in coordination with the Administration to help solve the difficult problems ahead."

Councilman Harris stated the following for the record:

"I just want to concur with Councilman Payne, that we are definitely heading in the right direction. It's quite obvious and the fact that the gentleman that was the speaker at the Newark Day, his presence tells us a story about Newark's headed in the right direction. So I just want to add my sincere appreciation to all of the employees of the City and wish them and their families a Happy New Year and most certainly a Healthy New Year."

Councilman Grant stated the following for the record:

"I would just like to add to what my colleagues have said, that my commitment 1988 is to help improve the quality of education for the children of the City of Newark. We talk about freedom, if we want to really be free we have to educate ourselves and our children. And the other hope that I would have is that the City of Newark not permit itself to fall victim to the winds of racism that's now blowing in the State of New York. We don't need any Howard Beaches in Newark. We don't need any Benson Hurst sections. I think over the years we have improved race relations and my prayer would be that 1988 would be ushered in, in a fashion that men and women can live together in peace and with mutual respect for each other."

Councilman Carrino stated the following for the record:

"I just want to wish everybody in the City a very Happy Holiday, especially all of the employees in the City as other Councilmen mentioned. I also want to thank my colleagues because I think whatever little problems we all have in regard to our own parochial interest that the welfare of the City has been the overriding factor on the third floor and I just want to personally thank everyone of you for making this a very exciting year and as Councilwoman Villani mentioned, I think 1988 is probably going to be a lot more exciting and the fact that all of us working together as a Body have gotten that first step that Councilman Payne talked about in the "thousand miles step". Again, the best to all of you and your families and everybody associated with the City, have a Happy Holiday."

Councilman Rice stated the following for the record:

"I would first like to apologize for being late, a little emergency came up but I would just like to be recorded in the affirmative for each resolution that's been presented today."

"I just would like to wish my colleagues and their families a Healthy and Prosperous New Year and the constituency out there to indicate that I'm not the easiest person to get along with because of my commitment to people, and the way I think. Well, I would like to at least believe that with some of the fights, I don't do a lot of lobbying up here, I just ask for what I want, kind of demanding, and I'm going to continue to be me because that's what the people expect. But I would hope that in 1988 that this Council and particularly the Administration pay attention to the Gateway City. As development takes place in the other four Wards, I want to continue to remind you that the West Ward doesn't have land available for massive development and the Federal Government has cut back on federal funds, and the State has cut back. It's going to be incumbent upon this Council to support me, in helping to identify through the Administration, monies to help out homeowners in the West Ward to improve their homes. We can't continue to have a community going downward because of the status of and the facade and then watch the rest of the City grow. It makes people number one, think I'm doing my job which I hopefully think I am, and also it will give indication that some people here may not care, only till election year to come into our Ward to seek services. So my agenda for 1988 is to continue to brag regardless of how much the taxes go up or down, regardless of the cutbacks, I just will not, can't afford to take a back seat to development, when we can't develop in the West Ward. What we can do in the West Ward is to improve the conditions of those homes and make it safe for the people, a clean community. So I guess what I'm saying is that this has been a successful year for us, and I hope that the New Year be just as successful but I hope that as it's been in the past 21 years, almost now that the West Ward is still not the ward of exclusion as it relates to balance and equity."

Councilman Tucker wished everyone a Happy New Year and hoped that our development plans which are moving the City forward will also take into consideration that some of our people happen to be poor.

President Martinez extended everyone a healthy, safe and prosperous New Year.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Gratin, Harris, Payne, Rice, Tucker, Villani, President Martinez.

Absent: Councilman Branch.

This meeting adjourned at 12:50 P. M.

December 29, 1987

APPROVED:

A handwritten signature in cursive script, appearing to read "Robert P. Marasco", written over a horizontal line.

Robert P. Marasco
City Clerk

A handwritten signature in cursive script, appearing to read "Henry Martinez", written over a horizontal line.

Henry Martinez
President